

Union Calendar No. 100104TH CONGRESS
1ST SESSION**H. R. 2076****[Report No. 104-196]**

Making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1996, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 19, 1995

Mr. ROGERS, from the Committee on Appropriations, reported the following bill; which was committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

Making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1996, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the

1 fiscal year ending September 30, 1996, and for other pur-
2 poses, namely:

3 TITLE I—DEPARTMENT OF JUSTICE

4 GENERAL ADMINISTRATION

5 SALARIES AND EXPENSES

6 For expenses necessary for the administration of the
7 Department of Justice, \$74,282,000; including not to ex-
8 ceed \$3,317,000 for the Facilities Program 2000, and in-
9 cluding \$5,000,000 for management and oversight of Im-
10 migration and Naturalization Service activities, both sums
11 to remain available until expended.

12 COUNTERTERRORISM FUND

13 For necessary expenses, as determined by the Attor-
14 ney General, \$26,898,000, to remain available until ex-
15 pended, to reimburse any Department of Justice organiza-
16 tion for (1) the costs incurred in reestablishing the oper-
17 ational capability of an office or facility which has been
18 damaged or destroyed as a result of the bombing of the
19 Alfred P. Murrah Federal Building in Oklahoma City or
20 any domestic or international terrorist incident, (2) the
21 costs of providing support to counter, investigate or pros-
22 ecute domestic or international terrorism, including pay-
23 ment of rewards in connection with these activities, and
24 (3) the costs of conducting a terrorism threat assessment
25 of Federal agencies and their facilities: *Provided*, That
26 funds provided under this section shall be available only

1 after the Attorney General notifies the Committees on Ap-
2 propriations of the House of Representatives and the Sen-
3 ate in accordance with section 605 of this Act.

4 ADMINISTRATIVE REVIEW AND APPEALS

5 For expenses necessary for the administration of par-
6 don and clemency petitions and immigration related activi-
7 ties, \$39,736,000.

8 VIOLENT CRIME REDUCTION PROGRAMS, ADMINISTRATIVE
9 REVIEW AND APPEALS

10 For activities authorized by sections 130005 and
11 130007 of Public Law 103-322, \$47,780,000, to remain
12 available until expended, which shall be derived from the
13 Violent Crime Reduction Trust Fund.

14 OFFICE OF INSPECTOR GENERAL

15 For necessary expenses of the Office of Inspector
16 General in carrying out the provisions of the Inspector
17 General Act of 1978, as amended, \$30,484,000; including
18 not to exceed \$10,000 to meet unforeseen emergencies of
19 a confidential character, to be expended under the direc-
20 tion of, and to be accounted for solely under the certificate
21 of, the Attorney General; and for the acquisition, lease,
22 maintenance and operation of motor vehicles without re-
23 gard to the general purchase price limitation.

1 UNITED STATES PAROLE COMMISSION
2 SALARIES AND EXPENSES

3 For necessary expenses of the United States Parole
4 Commission as authorized by law, \$5,446,000.

5 LEGAL ACTIVITIES

6 SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

7 For expenses necessary for the legal activities of the
8 Department of Justice, not otherwise provided for, includ-
9 ing activities authorized by title X of the Civil Rights Act
10 of 1964, and including not to exceed \$20,000 for expenses
11 of collecting evidence, to be expended under the direction
12 of, and to be accounted for solely under the certificate of,
13 the Attorney General; and rent of private or Government-
14 owned space in the District of Columbia; \$401,929,000;
15 of which not to exceed \$10,000,000 for litigation support
16 contracts shall remain available until expended: *Provided,*
17 That of the funds available in this appropriation, not to
18 exceed \$22,618,000 shall remain available until expended
19 for office automation systems for the legal divisions cov-
20 ered by this appropriation, and for the United States At-
21 torneys, the Antitrust Division, and offices funded through
22 "Salaries and Expenses", General Administration: *Pro-*
23 *vided further,* That of the total amount appropriated, not
24 to exceed \$1,000 shall be available to the United States
25 National Central Bureau, INTERPOL, for official recep-

1 tion and representation expenses: *Provided further*, That
2 notwithstanding 31 U.S.C. 1342, the Attorney General
3 may accept on behalf of the United States and credit to
4 this appropriation, gifts of money, personal property and
5 services, for the purpose of hosting the International
6 Criminal Police Organization's (INTERPOL) American
7 Regional Conference in the United States during fiscal
8 year 1996.

9 In addition, for reimbursement of expenses of the De-
10 partment of Justice associated with processing cases
11 under the National Childhood Vaccine Injury Act of 1986,
12 not to exceed \$4,028,000, to be appropriated from the
13 Vaccine Injury Compensation Trust Fund, as authorized
14 by section 6601 of the Omnibus Budget Reconciliation
15 Act, 1989, as amended by Public Law 101-512 (104 Stat.
16 1289).

17 VIOLENT CRIME REDUCTION PROGRAMS, GENERAL LEGAL
18 ACTIVITIES

19 For the expeditious deportation of denied asylum ap-
20 plicants, as authorized by section 130005 of Public Law
21 103-322, \$7,591,000, to remain available until expended,
22 which shall be derived from the Violent Crime Reduction
23 Trust Fund.

24 SALARIES AND EXPENSES, ANTITRUST DIVISION

25 For expenses necessary for the enforcement of anti-
26 trust and kindred laws, \$69,143,000: *Provided*, That not-

1 withstanding any other provision of law, not to exceed
2 \$48,262,000 of offsetting collections derived from fees col-
3 lected for premerger notification filings under the Hart-
4 Scott-Rodino Antitrust Improvements Act of 1976 (15
5 U.S.C. 18(a)) shall be retained and used for necessary ex-
6 penses in this appropriation, and shall remain available
7 until expended: *Provided further*, That the sum herein ap-
8 propriated from the General Fund shall be reduced as
9 such offsetting collections are received during fiscal year
10 1996, so as to result in a final fiscal year 1996 appropria-
11 tion from the General Fund estimated at not more than
12 \$20,881,000: *Provided further*, That any fees received in
13 excess of \$48,262,000 in fiscal year 1996, shall remain
14 available until expended, but shall not be available for obli-
15 gation until October 1, 1996.

16 SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

17 For necessary expenses of the Office of the United
18 States Attorneys, including intergovernmental agree-
19 ments, \$896,825,000, of which not to exceed \$2,500,000
20 shall be available until September 30, 1997 for the pur-
21 poses of (1) providing training of personnel of the Depart-
22 ment of Justice in debt collection, (2) providing services
23 to the Department of Justice related to locating debtors
24 and their property, such as title searches, debtor
25 skiptracing, asset searches, credit reports and other inves-
26 tigation, (3) paying the costs of the Department of Jus-

1 tice for the sale of property not covered by the sale pro-
2 ceeds, such as auctioneers' fees and expenses, maintenance
3 and protection of property and businesses, advertising and
4 title search and surveying costs, and (4) paying the costs
5 of processing and tracking debts owed to the United
6 States Government: *Provided*, That of the total amount
7 appropriated, not to exceed \$8,000 shall be available for
8 official reception and representation expenses: *Provided*
9 *further*, That not to exceed \$10,000,000 of those funds
10 available for automated litigation support contracts and
11 \$4,000,000 for security equipment shall remain available
12 until expended.

13 VIOLENT CRIME REDUCTION PROGRAMS, UNITED STATES
14 ATTORNEYS

15 For activities authorized by sections 190001(d),
16 40114 and 130005 of Public Law 103-322, \$14,731,000,
17 to remain available until expended, which shall be derived
18 from the Violent Crime Reduction Trust Fund, of which
19 \$5,000,000 shall be available to help meet increased de-
20 mands for litigation and related activities, \$500,000 to im-
21 plement a program to appoint additional Federal Victim's
22 Counselors, and \$9,231,000 for expeditious deportation of
23 denied asylum applicants.

24 UNITED STATES TRUSTEE SYSTEM FUND

25 For the necessary expenses of the United States
26 Trustee Program, \$101,596,000, as authorized by 28

1 U.S.C. 589a(a), to remain available until expended, for ac-
2 tivities authorized by section 115 of the Bankruptcy
3 Judges, United States Trustees, and Family Farmer
4 Bankruptcy Act of 1986 (Public Law 99–554), which shall
5 be derived from the United States Trustee System Fund:
6 *Provided*, That deposits to the Fund are available in such
7 amounts as may be necessary to pay refunds due deposi-
8 tors: *Provided further*, That, notwithstanding any other
9 provision of law, not to exceed \$44,191,000 of offsetting
10 collections derived from fees collected pursuant to section
11 589a(f) of title 28, United States Code, as amended, shall
12 be retained and used for necessary expenses in this appro-
13 priation: *Provided further*, That the \$101,596,000 herein
14 appropriated from the United States Trustee System
15 Fund shall be reduced as such offsetting collections are
16 received during fiscal year 1996, so as to result in a final
17 fiscal year 1996 appropriation from such Fund estimated
18 at not more than \$57,405,000: *Provided further*, That any
19 of the aforementioned fees collected in excess of
20 \$44,191,000 in fiscal year 1996 shall remain available
21 until expended, but shall not be available for obligation
22 until October 1, 1996.

1 SALARIES AND EXPENSES, FOREIGN CLAIMS

2 SETTLEMENT COMMISSION

3 For expenses necessary to carry out the activities of
4 the Foreign Claims Settlement Commission, including
5 services as authorized by 5 U.S.C. 3109, \$830,000.

6 SALARIES AND EXPENSES, UNITED STATES MARSHALS

7 SERVICE

8 For necessary expenses of the United States Mar-
9 shals Service; including the acquisition, lease, mainte-
10 nance, and operation of vehicles and aircraft, and the pur-
11 chase of passenger motor vehicles for police-type use with-
12 out regard to the general purchase price limitation for the
13 current fiscal year; \$418,973,000, as authorized by 28
14 U.S.C. 561(i), of which not to exceed \$6,000 shall be
15 available for official reception and representation ex-
16 penses.

17 VIOLENT CRIME REDUCTION PROGRAMS, UNITED STATES

18 MARSHALS SERVICE

19 For activities authorized by section 190001(b) of
20 Public Law 103-322, \$25,000,000, to remain available
21 until expended, which shall be derived from the Violent
22 Crime Reduction Trust Fund.

23 SUPPORT OF UNITED STATES PRISONERS

24 For support of United States prisoners in the custody
25 of the United States Marshals Service as authorized in
26 18 U.S.C. 4013, but not including expenses otherwise pro-

1 vided for in appropriations available to the Attorney Gen-
2 eral; \$250,331,000, as authorized by 28 U.S.C. 561(i), to
3 remain available until expended.

4 FEES AND EXPENSES OF WITNESSES

5 For expenses, mileage, compensation, and per diems
6 of witnesses, for expenses of contracts for the procurement
7 and supervision of expert witnesses, for private counsel ex-
8 penses, and for per diems in lieu of subsistence, as author-
9 ized by law, including advances, \$85,000,000, to remain
10 available until expended; of which not to exceed
11 \$4,750,000 may be made available for planning, construc-
12 tion, renovation, maintenance, remodeling, and repair of
13 buildings and the purchase of equipment incident thereto
14 for protected witness safesites; of which not to exceed
15 \$1,000,000 may be made available for the purchase and
16 maintenance of armored vehicles for transportation of pro-
17 tected witnesses; and of which not to exceed \$4,000,000
18 may be made available for the purchase, installation and
19 maintenance of a secure automated information network
20 to store and retrieve the identities and locations of pro-
21 tected witnesses.

22 ASSETS FORFEITURE FUND

23 For expenses authorized by 28 U.S.C.
24 524(c)(1)(A)(ii), (B), (C), (F), and (G), as amended,
25 \$35,000,000 to be derived from the Department of Justice
26 Assets Forfeiture Fund.

1 RADIATION EXPOSURE COMPENSATION

2 ADMINISTRATIVE EXPENSES

3 For necessary administrative expenses in accordance
4 with the Radiation Exposure Compensation Act,
5 \$2,655,000.

6 PAYMENT TO RADIATION EXPOSURE COMPENSATION

7 TRUST FUND

8 For payments to the Radiation Exposure Compensa-
9 tion Trust Fund, \$16,264,000, to become available on Oc-
10 tober 1, 1996.

11 INTERAGENCY LAW ENFORCEMENT

12 INTERAGENCY CRIME AND DRUG ENFORCEMENT

13 For necessary expenses for the detection, investiga-
14 tion, and prosecution of individuals involved in organized
15 crime drug trafficking not otherwise provided for, to in-
16 clude intergovernmental agreements with State and local
17 law enforcement agencies engaged in the investigation and
18 prosecution of individuals involved in organized crime drug
19 trafficking, \$374,943,000, of which \$50,000,000 shall re-
20 main available until expended: *Provided*, That any
21 amounts obligated from appropriations under this heading
22 may be used under authorities available to the organiza-
23 tions reimbursed from this appropriation: *Provided fur-*
24 *ther*, That any unobligated balances remaining available
25 at the end of the fiscal year shall revert to the Attorney
26 General for reallocation among participating organizations

1 in succeeding fiscal years, subject to the reprogramming
2 procedures described in section 605 of this Act.

3 FEDERAL BUREAU OF INVESTIGATION

4 SALARIES AND EXPENSES

5 For expenses necessary for detection, investigation,
6 and prosecution of crimes against the United States; in-
7 cluding purchase for police-type use of not to exceed 1,815
8 passenger motor vehicles of which 1,300 will be for re-
9 placement only, without regard to the general purchase
10 price limitation for the current fiscal year, and hire of pas-
11 senger motor vehicles; acquisition, lease, maintenance and
12 operation of aircraft; and not to exceed \$70,000 to meet
13 unforeseen emergencies of a confidential character, to be
14 expended under the direction of, and to be accounted for
15 solely under the certificate of, the Attorney General;
16 \$2,251,481,000, of which not to exceed \$50,000,000 for
17 automated data processing and telecommunications and
18 technical investigative equipment and \$1,000,000 for un-
19 dercover operations shall remain available until September
20 30, 1997; of which not to exceed \$14,000,000 for research
21 and development related to investigative activities shall re-
22 main available until expended; of which not to exceed
23 \$10,000,000 is authorized to be made available for making
24 payments or advances for expenses arising out of contrac-
25 tual or reimbursable agreements with State and local law

1 enforcement agencies while engaged in cooperative activi-
2 ties related to violent crime, terrorism, organized crime,
3 and drug investigations; and of which \$1,500,000 shall be
4 available to maintain an independent program office dedi-
5 cated solely to the relocation of the Criminal Justice Infor-
6 mation Services Division and the automation of finger-
7 print identification services: *Provided*, That not to exceed
8 \$45,000 shall be available for official reception and rep-
9 resentation expenses: *Provided further*, That \$50,000,000
10 for expenses related to digital telephony shall be available
11 for obligation only upon enactment of authorization legis-
12 lation.

13 VIOLENT CRIME REDUCTION PROGRAMS

14 For activities authorized by Public Law 103-322,
15 \$80,600,000, to remain available until expended, which
16 shall be derived from the Violent Crime Reduction Trust
17 Fund, of which \$35,000,000 shall be for activities author-
18 ized by section 190001(c); \$27,800,000 for activities au-
19 thorized by section 190001(b); \$4,000,000 for Training
20 and Investigative Assistance authorized by section
21 210501(c)(2); \$8,300,000 for training facility improve-
22 ments at the Federal Bureau of Investigation Academy
23 at Quantico, Virginia authorized by section 210501(c)(3);
24 and \$5,500,000 for establishing DNA quality assurance
25 and proficiency testing standards, establishing an index to
26 facilitate law enforcement exchange of DNA identification

1 information, and related activities authorized by section
2 210306.

3 CONSTRUCTION

4 For necessary expenses to construct or acquire build-
5 ings and sites by purchase, or as otherwise authorized by
6 law (including equipment for such buildings); conversion
7 and extension of federally-owned buildings; and prelimi-
8 nary planning and design of projects; \$98,400,000, to re-
9 main available until expended.

10 DRUG ENFORCEMENT ADMINISTRATION

11 SALARIES AND EXPENSES

12 For necessary expenses of the Drug Enforcement Ad-
13 ministration, including not to exceed \$70,000 to meet un-
14 foreseen emergencies of a confidential character, to be ex-
15 pended under the direction of, and to be accounted for
16 solely under the certificate of, the Attorney General; ex-
17 penses for conducting drug education and training pro-
18 grams, including travel and related expenses for partici-
19 pants in such programs and the distribution of items of
20 token value that promote the goals of such programs; pur-
21 chase of not to exceed 1,208 passenger motor vehicles, of
22 which 1,178 will be for replacement only, for police-type
23 use without regard to the general purchase price limitation
24 for the current fiscal year; and acquisition, lease, mainte-
25 nance, and operation of aircraft; \$781,488,000, of which
26 not to exceed \$1,800,000 for research and \$15,000,000

1 for transfer to the Drug Diversion Control Fee Account
2 for operating expenses shall remain available until ex-
3 pended, and of which not to exceed \$4,000,000 for pur-
4 chase of evidence and payments for information, not to
5 exceed \$4,000,000 for contracting for ADP and tele-
6 communications equipment, and not to exceed \$2,000,000
7 for technical and laboratory equipment shall remain avail-
8 able until September 30, 1997, and of which not to exceed
9 \$50,000 shall be available for official reception and rep-
10 resentation expenses.

11 VIOLENT CRIME REDUCTION PROGRAMS

12 For Drug Enforcement Administration agents au-
13 thorized by section 180104 of Public Law 103-322,
14 \$12,000,000, to remain available until expended, which
15 shall be derived from the Violent Crime Reduction Trust
16 Fund.

17 IMMIGRATION AND NATURALIZATION SERVICE

18 SALARIES AND EXPENSES

19 For expenses, not otherwise provided for, necessary
20 for the administration and enforcement of the laws relat-
21 ing to immigration, naturalization, and alien registration,
22 including not to exceed \$50,000 to meet unforeseen emer-
23 gencies of a confidential character, to be expended under
24 the direction of, and to be accounted for solely under the
25 certificate of, the Attorney General; purchase for police-
26 type use (not to exceed 813 of which 177 are for replace-

1 ment only) without regard to the general purchase price
2 limitation for the current fiscal year, and hire of passenger
3 motor vehicles; acquisition, lease, maintenance and oper-
4 ation of aircraft; and research related to immigration en-
5 forcement; \$1,421,481,000, of which not to exceed
6 \$400,000 for research shall remain available until ex-
7 pended, and of which not to exceed \$10,000,000 shall be
8 available for costs associated with the training program
9 for basic officer training: *Provided*, That none of the funds
10 available to the Immigration and Naturalization Service
11 shall be available for administrative expenses to pay any
12 employee overtime pay in an amount in excess of \$25,000
13 during the calendar year beginning January 1, 1996: *Pro-*
14 *vided further*, That uniforms may be purchased without
15 regard to the general purchase price limitation for the cur-
16 rent fiscal year: *Provided further*, That not to exceed
17 \$5,000 shall be available for official reception and rep-
18 resentation expenses: *Provided further*, That the Attorney
19 General may transfer to the Department of Labor and the
20 Social Security Administration not to exceed \$30,000,000
21 for programs to verify the immigration status of persons
22 seeking employment in the United States: *Provided fur-*
23 *ther*, That none of the funds appropriated in this Act may
24 be used to operate the Border Patrol traffic checkpoints

1 located in San Clemente, California, at interstate highway
2 5 and in Temecula, California, at interstate highway 15.

3 VIOLENT CRIME REDUCTION PROGRAMS

4 For activities authorized by sections 130005,
5 130006, 130007, and 190001(b) of Public Law 103-322,
6 \$303,542,000, to remain available until expended, which
7 shall be derived from the Violent Crime Reduction Trust
8 Fund, of which \$44,089,000 shall be for expeditious de-
9 portation of denied asylum applicants, \$218,800,000 for
10 improving border controls, \$35,153,000 for expanded spe-
11 cial deportation proceedings, and \$5,500,000 for border
12 patrol equipment.

13 CONSTRUCTION

14 For planning, construction, renovation, equipping
15 and maintenance of buildings and facilities necessary for
16 the administration and enforcement of the laws relating
17 to immigration, naturalization, and alien registration, not
18 otherwise provided for, \$11,000,000, to remain available
19 until expended.

20 FEDERAL PRISON SYSTEM

21 SALARIES AND EXPENSES

22 For expenses necessary for the administration, oper-
23 ation, and maintenance of Federal penal and correctional
24 institutions, including purchase (not to exceed 853, of
25 which 559 are for replacement only) and hire of law en-
26 forcement and passenger motor vehicles; and for the provi-

1 sion of technical assistance and advice on corrections re-
2 lated issues to foreign governments; \$2,574,578,000: *Pro-*
3 *vided*, That there may be transferred to the Health Re-
4 sources and Services Administration such amounts as may
5 be necessary, in the discretion of the Attorney General,
6 for direct expenditures by that Administration for medical
7 relief for inmates of Federal penal and correctional insti-
8 tutions: *Provided further*, That the Director of the Federal
9 Prison System (FPS), where necessary, may enter into
10 contracts with a fiscal agent/fiscal intermediary claims
11 processor to determine the amounts payable to persons
12 who, on behalf of the FPS, furnish health services to indi-
13 viduals committed to the custody of the FPS: *Provided*
14 *further*, That uniforms may be purchased without regard
15 to the general purchase price limitation for the current
16 fiscal year: *Provided further*, That not to exceed \$6,000
17 shall be available for official reception and representation
18 expenses: *Provided further*, That not to exceed
19 \$50,000,000 for the activation of new facilities shall re-
20 main available until September 30, 1997: *Provided further*,
21 That of the amounts provided for Contract Confinement,
22 not to exceed \$20,000,000 shall remain available until ex-
23 pended to make payments in advance for grants, contracts
24 and reimbursable agreements and other expenses author-
25 ized by section 501(c) of the Refugee Education Assist-

1 ance Act of 1980 for the care and security in the United
2 States of Cuban and Haitian entrants.

3 VIOLENT CRIME REDUCTION PROGRAMS

4 For substance abuse treatment in Federal prisons as
5 authorized by section 32001(e) of Public Law 103–322,
6 \$13,500,000, to remain available until expended, which
7 shall be derived from the Violent Crime Reduction Trust
8 Fund.

9 BUILDINGS AND FACILITIES

10 For planning, acquisition of sites and construction of
11 new facilities; leasing the Oklahoma City Airport Trust
12 Facility; purchase and acquisition of facilities and remod-
13 eling and equipping of such facilities for penal and correc-
14 tional use, including all necessary expenses incident there-
15 to, by contract or force account; and constructing, remod-
16 eling, and equipping necessary buildings and facilities at
17 existing penal and correctional institutions, including all
18 necessary expenses incident thereto, by contract or force
19 account; \$323,728,000, to remain available until ex-
20 pended, of which not to exceed \$14,074,000 shall be avail-
21 able to construct areas for inmate work programs: *Pro-*
22 *vided*, That labor of United States prisoners may be used
23 for work performed under this appropriation: *Provided*
24 *further*, That not to exceed 10 percent of the funds appro-
25 priated to “Buildings and Facilities” in this Act or any
26 other Act may be transferred to “Salaries and Expenses,”

1 Federal Prison System upon notification by the Attorney
2 General to the Committees on Appropriations of the
3 House of Representatives and the Senate in compliance
4 with provisions set forth in section 605 of this Act: *Pro-*
5 *vided further*, That of the total amount appropriated, not
6 to exceed \$22,351,000 shall be available for the renovation
7 and construction of United States Marshals Service pris-
8 oner holding facilities.

9 FEDERAL PRISON INDUSTRIES, INCORPORATED

10 The Federal Prison Industries, Incorporated, is here-
11 by authorized to make such expenditures, within the limits
12 of funds and borrowing authority available, and in accord
13 with the law, and to make such contracts and commit-
14 ments, without regard to fiscal year limitations as pro-
15 vided by section 9104 of title 31, United States Code, as
16 may be necessary in carrying out the program set forth
17 in the budget for the current fiscal year for such corpora-
18 tion, including purchase of (not to exceed five for replace-
19 ment only) and hire of passenger motor vehicles.

20 LIMITATION ON ADMINISTRATIVE EXPENSES, FEDERAL

21 PRISON INDUSTRIES, INCORPORATED

22 Not to exceed \$3,559,000 of the funds of the corpora-
23 tion shall be available for its administrative expenses, and
24 for services as authorized by 5 U.S.C. 3109, to be com-
25 puted on an accrual basis to be determined in accordance
26 with the corporation's current prescribed accounting sys-

1 tem, and such amounts shall be exclusive of depreciation,
2 payment of claims, and expenditures which the said ac-
3 counting system requires to be capitalized or charged to
4 cost of commodities acquired or produced, including sell-
5 ing and shipping expenses, and expenses in connection
6 with acquisition, construction, operation, maintenance, im-
7 provement, protection, or disposition of facilities and other
8 property belonging to the corporation or in which it has
9 an interest.

10 OFFICE OF JUSTICE PROGRAMS

11 JUSTICE ASSISTANCE

12 For grants, contracts, cooperative agreements, and
13 other assistance authorized by title I of the Omnibus
14 Crime Control and Safe Streets Act of 1968, as amended,
15 and the Missing Children's Assistance Act, as amended,
16 including salaries and expenses in connection therewith,
17 and with the Victims of Crime Act of 1984, as amended,
18 \$97,977,000, to remain available until expended, as au-
19 thorized by section 1001 of title I of the Omnibus Crime
20 Control and Safe Streets Act, as amended by Public Law
21 102-534 (106 Stat. 3524).

22 VIOLENT CRIME REDUCTION PROGRAMS, JUSTICE

23 ASSISTANCE

24 For assistance (including amounts for administrative
25 costs for management and administration, which amounts
26 shall be transferred to and merged with the "Justice As-

1 sistance” account) authorized by the Violent Crime Con-
2 trol and Law Enforcement Act of 1994, Public Law 103-
3 322 (“the 1994 Act”); the Omnibus Crime Control and
4 Safe Streets Act of 1968, as amended (“the 1968 Act”);
5 and the Victims of Child Abuse Act of 1990, as amended
6 (“the 1990 Act”), \$102,400,000, to remain available until
7 expended, which shall be derived from the Violent Crime
8 Reduction Trust Fund; of which \$6,000,000 shall be for
9 the Court Appointed Special Advocate Program, as au-
10 thorized by section 218 of the 1990 Act; \$750,000 for
11 Child Abuse Training Programs for Judicial Personnel
12 and Practitioners, as authorized by section 224 of the
13 1990 Act; \$32,750,000 for Grants to Combat Violence
14 Against Women, as authorized by section 1001(a)(18) of
15 the 1968 Act; \$28,000,000 for Grants to Encourage Ar-
16 rest Policies, as authorized by section 1001(a)(19) of the
17 1968 Act; \$7,000,000 for Rural Domestic Violence and
18 Child Abuse Enforcement Assistance Grants, as author-
19 ized by section 40295 of the 1994 Act; \$27,000,000 for
20 grants for Residential Substance Abuse Treatment For
21 State Prisoners, as authorized by section 1001(a)(17) of
22 the 1968 Act; and \$900,000 for the Missing Alzheimer’s
23 Disease Patient Alert Program, as authorized by section
24 240001(d) of the 1994 Act: *Provided further*, That any

1 balances for these programs shall be transferred to and
2 merged with this appropriation.

3 STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE

4 For grants, contracts, cooperative agreements, and
5 other assistance authorized by part E of title I of the Om-
6 nibus Crime Control and Safe Streets Act of 1968, as
7 amended, for State and Local Narcotics Control and Jus-
8 tice Assistance Improvements, notwithstanding the provi-
9 sions of section 511 of said Act, \$50,000,000, to remain
10 available until expended, as authorized by section 1001 of
11 title I of said Act, as amended by Public Law 102-534
12 (106 Stat. 3524), which shall be available only to carry
13 out the provisions of chapter A of subpart 2 of part E
14 of title I of said Act, for discretionary grants under the
15 Edward Byrne Memorial State and Local Law Enforce-
16 ment Assistance Programs: *Provided further*, That bal-
17 ances of amounts appropriated prior to fiscal year 1995
18 under the authorities of this account shall be transferred
19 to and merged with this account.

20 VIOLENT CRIME REDUCTION PROGRAMS, STATE AND

21 LOCAL LAW ENFORCEMENT ASSISTANCE

22 For assistance (including amounts for administrative
23 costs for management and administration, which amounts
24 shall be transferred to and merged with the “Justice As-
25 sistance” account) authorized by the Violent Crime Con-
26 trol and Law Enforcement Act of 1994, Public Law 103-

1 322 (“the 1994 Act”); the Omnibus Crime Control and
2 Safe Streets Act of 1968, as amended (“the 1968 Act”);
3 and the Victims of Child Abuse Act of 1990, as amended
4 (“the 1990 Act”), \$3,333,343,000, to remain available
5 until expended, which shall be derived from the Violent
6 Crime Reduction Trust Fund; of which \$2,000,000,000
7 shall be for Local Law Enforcement Block Grants, pursu-
8 ant to H.R. 728 as passed by the House of Representa-
9 tives on February 14, 1995; \$25,000,000 for grants to
10 upgrade criminal records, as authorized by section 106(b)
11 of the Brady Handgun Violence Prevention Act of 1993,
12 as amended, and section 4(b) of the National Child Pro-
13 tection Act of 1993; \$475,000,000 as authorized by sec-
14 tion 1001 of title I of the 1968 Act, which shall be avail-
15 able to carry out the provisions of subpart 1, part E of
16 title I of the 1968 Act, notwithstanding section 511 of
17 said Act, for the Edward Byrne Memorial State and Local
18 Law Enforcement Assistance Programs; \$300,000,000 for
19 the State Criminal Alien Assistance Program, as author-
20 ized by section 501 of the Immigration Reform and Con-
21 trol Act of 1986, as amended; \$19,643,000 for Youthful
22 Offender Incarceration Grants, as authorized by section
23 1001(a)(16) of the 1968 Act; \$500,000,000 for Truth in
24 Sentencing Grants pursuant to section 101 of H.R. 667
25 as passed by the House of Representatives on February

1 10, 1995 of which not to exceed \$200,000,000 is available
2 for payments to States for incarceration of criminal aliens
3 pursuant to section 508 as proposed by such section 101;
4 \$1,000,000 for grants to States and units of local govern-
5 ment for projects to improve DNA analysis, as authorized
6 by section 1001(a)(22) of the 1968 Act; \$10,000,000 for
7 Improved Training and Technical Automation Grants, as
8 authorized by section 210501(c)(1) of the 1994 Act;
9 \$200,000 for grants to assist in establishing and operating
10 programs for the prevention, diagnosis, treatment and fol-
11 lowup care of tuberculosis among inmates of correctional
12 institutions, as authorized by section 32201(c)(3) of the
13 1994 Act; \$1,500,000 for Motor Vehicle Theft Prevention
14 Programs, as authorized by section 220002(h) of the 1994
15 Act; \$1,000,000 for Gang Investigation Coordination and
16 Information Collection, as authorized by section 150006
17 of the 1994 Act: *Provided*, That funds made available in
18 fiscal year 1996 under subpart 1 of part E of title I of
19 the Omnibus Crime Control and Safe Streets Act of 1968,
20 as amended, may be obligated for programs to assist
21 States in the litigation processing of death penalty Federal
22 habeas corpus petitions: *Provided further*, That any 1995
23 balances for these programs shall be transferred to and
24 merged with this appropriation.

WEED AND SEED PROGRAM FUND

1
2 For necessary expenses, including salaries and relat-
3 ed expenses of the Executive Office for Weed and Seed,
4 to implement “Weed and Seed” program activities,
5 \$23,500,000, of which \$13,500,000 shall be derived from
6 discretionary grants provided under the Edward Byrne
7 Memorial State and Local Law Enforcement Assistance
8 Programs and \$10,000,000 shall be derived from discre-
9 tionary grants provided under part C of title II of the Ju-
10 venile Justice and Delinquency Prevention Act, to remain
11 available until expended for intergovernmental agree-
12 ments, including grants, cooperative agreements, and con-
13 tracts, with State and local law enforcement agencies en-
14 gaged in the investigation and prosecution of violent
15 crimes and drug offenses in “Weed and Seed” designated
16 communities, and for either reimbursements or transfers
17 to appropriation accounts of the Department of Justice
18 and other Federal agencies which shall be specified by the
19 Attorney General to execute the “Weed and Seed” pro-
20 gram strategy: *Provided*, That funds designated by Con-
21 gress through language for other Department of Justice
22 appropriation accounts for “Weed and Seed” program ac-
23 tivities shall be managed and executed by the Attorney
24 General through the Executive Office for Weed and Seed:
25 *Provided further*, That the Attorney General may direct

1 the use of other Department of Justice funds and person-
2 nel in support of “Weed and Seed” program activities only
3 after the Attorney General notifies the Committees on Ap-
4 propriations of the House of Representatives and the Sen-
5 ate in accordance with section 605 of this Act.

6 JUVENILE JUSTICE PROGRAMS

7 For grants, contracts, cooperative agreements, and
8 other assistance authorized by the Juvenile Justice and
9 Delinquency Prevention Act of 1974, as amended, includ-
10 ing salaries and expenses in connection therewith to be
11 transferred to and merged with the appropriations for
12 Justice Assistance, \$144,000,000, to remain available
13 until expended, as authorized by section 299 of part I of
14 title II and section 506 of title V of the Act, as amended
15 by Public Law 102–586, of which: (1) \$100,000,000 shall
16 be available for expenses authorized by parts A, B, and
17 C of title II of the Act; (2) \$10,000,000 shall be available
18 for expenses authorized by sections 281 and 282 of part
19 D of title II of the Act for prevention and treatment pro-
20 grams relating to juvenile gangs; (3) \$10,000,000 shall
21 be available for expenses authorized by section 285 of part
22 E of title II of the Act; (4) \$4,000,000 shall be available
23 for expenses authorized by part G of title II of the Act
24 for juvenile mentoring programs; and (5) \$20,000,000
25 shall be available for expenses authorized by title V of the

1 Act for incentive grants for local delinquency prevention
2 programs.

3 In addition, for grants, contracts, cooperative agree-
4 ments, and other assistance authorized by the Victims of
5 Child Abuse Act of 1990, as amended, \$4,500,000, to re-
6 main available until expended, as authorized by section
7 214B, of the Act: *Provided*, That balances of amounts ap-
8 propriated prior to fiscal year 1995 under the authorities
9 of this account shall be transferred to and merged with
10 this account.

11 PUBLIC SAFETY OFFICERS BENEFITS

12 For payments authorized by part L of title I of the
13 Omnibus Crime Control and Safe Streets Act of 1968 (42
14 U.S.C. 3796), as amended, such sums as are necessary,
15 to remain available until expended, as authorized by sec-
16 tion 6093 of Public Law 100–690 (102 Stat. 4339–4340),
17 and, in addition, \$2,134,000, to remain available until ex-
18 pended, for payments as authorized by section 1201(b) of
19 said Act.

20 GENERAL PROVISIONS—DEPARTMENT OF JUSTICE

21 SEC. 101. In addition to amounts otherwise made
22 available in this title for official reception and representa-
23 tion expenses, a total of not to exceed \$45,000 from funds
24 appropriated to the Department of Justice in this title
25 shall be available to the Attorney General for official re-
26 ception and representation expenses in accordance with

1 distributions, procedures, and regulations established by
2 the Attorney General.

3 SEC. 102. Subject to section 102(b) of the Depart-
4 ment of Justice and Related Agencies Appropriations Act,
5 1993, as amended by section 112 of this Act, authorities
6 contained in Public Law 96-132, “The Department of
7 Justice Appropriation Authorization Act, Fiscal Year
8 1980,” shall remain in effect until the termination date
9 of this Act or until the effective date of a Department
10 of Justice Appropriation Authorization Act, whichever is
11 earlier.

12 SEC. 103. None of the funds appropriated by this
13 title shall be available to pay for an abortion, except where
14 the life of the mother would be endangered if the fetus
15 were carried to term, or in the case of rape: *Provided*,
16 That should this prohibition be declared unconstitutional
17 by a court of competent jurisdiction, this section shall be
18 null and void.

19 SEC. 104. None of the funds appropriated under this
20 title shall be used to require any person to perform, or
21 facilitate in any way the performance of, any abortion.

22 SEC. 105. Nothing in the preceding section shall re-
23 move the obligation of the Director of the Bureau of Pris-
24 ons to provide escort services necessary for a female in-
25 mate to receive such service outside the Federal facility:

1 *Provided*, That nothing in this section in any way dimin-
2 ishes the effect of section 104 intended to address the phil-
3 osophical beliefs of individual employees of the Bureau of
4 Prisons.

5 SEC. 106. Notwithstanding any other provision of
6 law, not to exceed \$10,000,000 of the funds made avail-
7 able in the Act may be used to pay rewards and shall not
8 be subject to spending limitations contained in sections
9 3059 and 3072 of title 18, United States Code: *Provided*,
10 That any reward of \$100,000 or more, up to a maximum
11 of \$2,000,000, may not be made without the personal ap-
12 proval of the President or the Attorney General and such
13 approval may not be delegated.

14 SEC. 107. Not to exceed 5 percent of any appropria-
15 tion made available for the current fiscal year for the De-
16 partment of Justice in this Act, including those derived
17 from the Violent Crime Reduction Trust Fund, may be
18 transferred between such appropriations, but no such ap-
19 propriation, except as otherwise specifically provided, shall
20 be increased by more than 10 percent by any such trans-
21 fers: *Provided*, That this section shall not apply to any
22 appropriation made available in title I of this Act under
23 the heading, "Office of Justice Programs, Justice Assist-
24 ance": *Provided further*, That any transfer pursuant to
25 this section shall be treated as a reprogramming of funds

1 under section 605 of this Act and shall not be available
2 for obligation or expenditure except in compliance with the
3 procedures set forth in that section.

4 SEC. 108. For fiscal year 1996 and each fiscal year
5 thereafter, amounts in the Federal Prison System's Com-
6 missary Fund, Federal Prisons, which are not currently
7 needed for operations, shall be kept on deposit or invested
8 in obligations of, or guaranteed by, the United States and
9 all earnings on such investments shall be deposited in the
10 Commissary Fund.

11 SEC. 109. Section 524(c)(9) of title 28, United States
12 Code, is amended by adding subparagraph (E), as follows:

13 “(E) Subject to the notification procedures contained
14 in section 605 of Public Law 103–121, and after satisfy-
15 ing the transfer requirement in subparagraph (B) of this
16 paragraph, any excess unobligated balance remaining in
17 the Fund on September 30, 1995 shall be available to the
18 Attorney General, without fiscal year limitation, for any
19 Federal law enforcement, litigative/prosecutive, and cor-
20 rectional activities, or any other authorized purpose of the
21 Department of Justice. Any amounts provided pursuant
22 to this subparagraph may be used under authorities avail-
23 able to the organization receiving the funds.”.

24 SEC. 110. Notwithstanding any other provision of
25 law—

1 (1) no transfers may be made from Department
2 of Justice accounts other than those authorized in
3 this Act, or in previous or subsequent appropriations
4 Acts for the Department of Justice, or in part II of
5 title 28 of the United States Code, or in section
6 10601 of title 42 of the United States Code; and

7 (2) no appropriation account within the Depart-
8 ment of Justice shall have its allocation of funds
9 controlled by other than an apportionment issued by
10 the Office of Management and Budget or an allot-
11 ment advice issued by the Department of Justice.

12 SEC. 111. (a) Section 1930(a)(6) of title 28, United
13 States Code, is amended by striking “a plan is confirmed
14 or”.

15 (b) Section 589a(b)(5) of such title is amended by
16 striking “;” and inserting, “until a reorganization plan is
17 confirmed;”.

18 (c) Section 589a(f) of such title is amended—

19 (1) in paragraph (2) by striking “.” and insert-
20 ing, “until a reorganization plan is confirmed;”, and

21 (2) by inserting after paragraph (2) the follow-
22 ing new paragraph:

23 “(3) 100 percent of the fees collected under sec-
24 tion 1930(a)(6) of this title after a reorganization
25 plan is confirmed.”.

8 SEC. 113. Public Law 101-515 (104 Stat. 2112; 28
9 U.S.C. 534 note) is amended by inserting “and criminal
10 justice information” after “for the automation of finger-
11 print identification”.

12 This title may be cited as the “Department of Justice
13 Appropriations Act, 1996”.

16 TRADE AND INFRASTRUCTURE DEVELOPMENT
17 RELATED AGENCIES

19 REPRESENTATIVE

For necessary expenses of the Office of the United States Trade Representative, including the hire of passenger motor vehicles and the employment of experts and consultants as authorized by 5 U.S.C. 3109, \$20,949,000, of which \$2,500,000 shall remain available until expended:

1 *Provided*, That not to exceed \$98,000 shall be available
2 for official reception and representation expenses.

3 INTERNATIONAL TRADE COMMISSION

4 SALARIES AND EXPENSES

5 For necessary expenses of the International Trade
6 Commission, including hire of passenger motor vehicles
7 and services as authorized by 5 U.S.C. 3109, and not to
8 exceed \$2,500 for official reception and representation ex-
9 penses, \$42,500,000, to remain available until expended.

10 DEPARTMENT OF COMMERCE

11 INTERNATIONAL TRADE ADMINISTRATION

12 OPERATIONS AND ADMINISTRATION

13 For necessary expenses for international trade activi-
14 ties of the Department of Commerce provided for by law,
15 and engaging in trade promotional activities abroad, in-
16 cluding expenses of grants and cooperative agreements for
17 the purpose of promoting exports of United States firms,
18 without regard to 44 U.S.C. 3702 and 3703; full medical
19 coverage for dependent members of immediate families of
20 employees stationed overseas and employees temporarily
21 posted overseas; travel and transportation of employees of
22 the United States and Foreign Commercial Service be-
23 tween two points abroad, without regard to 49 U.S.C.
24 1517; employment of Americans and aliens by contract for
25 services; rental of space abroad for periods not exceeding

1 ten years, and expenses of alteration, repair, or improve-
2 ment; purchase or construction of temporary demountable
3 exhibition structures for use abroad; payment of tort
4 claims, in the manner authorized in the first paragraph
5 of 28 U.S.C. 2672 when such claims arise in foreign coun-
6 tries; not to exceed \$327,000 for official representation
7 expenses abroad; purchase of passenger motor vehicles for
8 official use abroad, not to exceed \$30,000 per vehicle; ob-
9 tain insurance on official motor vehicles; and rent tie lines
10 and teletype equipment; \$264,885,000, to remain avail-
11 able until expended: *Provided*, That the provisions of the
12 first sentence of section 105(f) and all of section 108(c)
13 of the Mutual Educational and Cultural Exchange Act of
14 1961 (22 U.S.C. 2455(f) and 2458(c)) shall apply in car-
15 rying out these activities without regard to 15 U.S.C.
16 4912; and that for the purpose of this Act, contributions
17 under the provisions of the Mutual Educational and Cul-
18 tural Exchange Act shall include payment for assessments
19 for services provided as part of these activities.

20 EXPORT ADMINISTRATION

21 OPERATIONS AND ADMINISTRATION

22 For necessary expenses for export administration and
23 national security activities of the Department of Com-
24 merce, including costs associated with the performance of
25 export administration field activities both domestically and

1 abroad; full medical coverage for dependent members of
2 immediate families of employees stationed overseas; em-
3 ployment of Americans and aliens by contract for services
4 abroad; rental of space abroad for periods not exceeding
5 ten years, and expenses of alteration, repair, or improve-
6 ment; payment of tort claims, in the manner authorized
7 in the first paragraph of 28 U.S.C. 2672 when such claims
8 arise in foreign countries; not to exceed \$15,000 for offi-
9 cial representation expenses abroad; awards of compensa-
10 tion to informers under the Export Administration Act of
11 1979, and as authorized by 22 U.S.C. 401(b); purchase
12 of passenger motor vehicles for official use and motor vehi-
13 cles for law enforcement use with special requirement vehi-
14 cles eligible for purchase without regard to any price limi-
15 tation otherwise established by law; \$38,644,000, to re-
16 main available until expended: *Provided*, That the provi-
17 sions of the first sentence of section 105(f) and all of sec-
18 tion 108(c) of the Mutual Educational and Cultural Ex-
19 change Act of 1961 (22 U.S.C. 2455(f) and 2458(c)) shall
20 apply in carrying out these activities.

21 ECONOMIC DEVELOPMENT ADMINISTRATION

22 ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

23 For grants for economic development assistance as
24 provided by the Public Works and Economic Development
25 Act of 1965, as amended, Public Law 91-304, and such

1 laws that were in effect immediately before September 30,
2 1982, and for trade adjustment assistance, \$328,500,000:
3 *Provided*, That none of the funds appropriated or other-
4 wise made available under this heading may be used di-
5 rectly or indirectly for attorneys' or consultants' fees in
6 connection with securing grants and contracts made by
7 the Economic Development Administration: *Provided fur-*
8 *ther*, That, notwithstanding any other provision of law, the
9 Secretary of Commerce may provide financial assistance
10 for projects to be located on military installations closed
11 or scheduled for closure or realignment to grantees eligible
12 for assistance under the Public Works and Economic De-
13 velopment Act of 1965, as amended, without it being re-
14 quired that the grantee have title or ability to obtain a
15 lease for the property, for the useful life of the project,
16 when in the opinion of the Secretary of Commerce, such
17 financial assistance is necessary for the economic develop-
18 ment of the area: *Provided further*, That the Secretary of
19 Commerce may, as the Secretary considers appropriate,
20 consult with the Secretary of Defense regarding the title
21 to land on military installations closed or scheduled for
22 closure or realignment.

23 SALARIES AND EXPENSES

24 For necessary expenses of administering the eco-
25 nomic development assistance programs as provided for by
26 law, \$20,000,000: *Provided*, That these funds may be used

1 to monitor projects approved pursuant to title I of the
2 Public Works Employment Act of 1976, as amended, title
3 II of the Trade Act of 1974, as amended, and the Commu-
4 nity Emergency Drought Relief Act of 1977.

5 MINORITY BUSINESS DEVELOPMENT AGENCY

6 MINORITY BUSINESS DEVELOPMENT

7 For necessary expenses of the Department of Com-
8 merce in fostering, promoting, and developing minority
9 business enterprise, including expenses of grants, con-
10 tracts, and other agreements with public or private organi-
11 zations, \$32,000,000.

12 UNITED STATES TRAVEL AND TOURISM

13 ADMINISTRATION

14 SALARIES AND EXPENSES

15 For necessary expenses of the United States Travel
16 and Tourism Administration for participation in the White
17 House Conference on Travel and Tourism, \$2,000,000, to
18 remain available until December 31, 1995: *Provided*, That
19 none of the funds appropriated by this paragraph shall
20 be available to carry out the provisions of section 203(a)
21 of the International Travel Act of 1961, as amended.

1 ECONOMIC AND INFORMATION INFRASTRUCTURE

2 ECONOMIC AND STATISTICAL ANALYSIS

3 SALARIES AND EXPENSES

4 For necessary expenses, as authorized by law, of eco-
5 nomic and statistical analysis programs of the Department
6 of Commerce, \$40,000,000, to remain available until Sep-
7 tember 30, 1997.

8 ECONOMICS AND STATISTICS ADMINISTRATION

9 REVOLVING FUND

10 The Secretary of Commerce is authorized to dissemi-
11 nate economic and statistical data products as authorized
12 by 15 U.S.C. 1525–1527 and, notwithstanding 15 U.S.C.
13 4912, charge fees necessary to recover the full costs in-
14 curred in their production. Notwithstanding 31 U.S.C.
15 3302, receipts received from these data dissemination ac-
16 tivities shall be credited to this account, to be available
17 for carrying out these purposes without further appropria-
18 tion.

19 BUREAU OF THE CENSUS

20 SALARIES AND EXPENSES

21 For expenses necessary for collecting, compiling, ana-
22 lyzing, preparing, and publishing statistics, provided for
23 by law, \$136,000,000.

1 PERIODIC CENSUSES AND PROGRAMS

2 For expenses necessary to collect and publish statis-
3 tics for periodic censuses and programs provided for by
4 law, \$135,000,000, to remain available until expended.

5 NATIONAL TELECOMMUNICATIONS AND INFORMATION
6 ADMINISTRATION

7 SALARIES AND EXPENSES

8 For necessary expenses, as provided for by law, of
9 the National Telecommunications and Information Ad-
10 ministration, \$19,709,000, to remain available until ex-
11 pended: *Provided*, That notwithstanding 31 U.S.C.
12 1535(d), the Secretary of Commerce is authorized to re-
13 tain and use as offsetting collections all funds transferred,
14 or previously transferred, from other Government agencies
15 for all costs incurred in telecommunications research, en-
16 gineering, and related activities by the Institute for Tele-
17 communication Sciences of the NTIA in furtherance of its
18 assigned functions under this paragraph and such funds
19 received from other Government agencies shall remain
20 available until expended.

21 PUBLIC BROADCASTING FACILITIES, PLANNING AND
22 CONSTRUCTION

23 For grants authorized by section 392 of the Commu-
24 nications Act of 1934, as amended, \$19,000,000, to re-
25 main available until expended as authorized by section 391
26 of the Act, as amended: *Provided*, That not to exceed

1 \$2,200,000 shall be available for program administration
2 as authorized by section 391 of the Act: *Provided further,*
3 That notwithstanding the provisions of section 391 of the
4 Act, the prior year unobligated balances may be made
5 available for grants for projects for which applications
6 have been submitted and approved during any fiscal year.

7 INFORMATION INFRASTRUCTURE GRANTS

8 For grants authorized by section 392 of the Commu-
9 nications Act of 1934, as amended, \$40,000,000, to re-
10 main available until expended as authorized by section 391
11 of the Act, as amended: *Provided,* That not to exceed
12 \$4,000,000 shall be available for program administration
13 and other support activities as authorized by section 391
14 of the Act including support of the Advisory Council on
15 National Information Infrastructure: *Provided further,*
16 That of the funds appropriated herein, not to exceed 5
17 percent may be available for telecommunications research
18 activities for projects related directly to the development
19 of a national information infrastructure: *Provided further,*
20 That notwithstanding the requirements of section 392(a)
21 and 392(c) of the Act, these funds may be used for the
22 planning and construction of telecommunications networks
23 for the provision of educational, cultural, health care, pub-
24 lic information, public safety or other social services.

1 PATENT AND TRADEMARK OFFICE

2 SALARIES AND EXPENSES

3 For necessary expenses of the Patent and Trademark
4 Office provided for by law, including defense of suits insti-
5 tuted against the Commissioner of Patents and Trade-
6 marks; \$100,000,000, to remain available until expended:
7 *Provided*, That the funds made available under this head-
8 ing are to be derived from deposits in the Patent and
9 Trademark Office Fee Surcharge Fund as authorized by
10 law: *Provided further*, That the amounts made available
11 under the Fund shall not exceed amounts deposited; and
12 such fees as shall be collected pursuant to 15 U.S.C. 1113
13 and 35 U.S.C. 41 and 376, shall remain available until
14 expended.

15 SCIENCE AND TECHNOLOGY

16 NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY

17 SCIENTIFIC AND TECHNICAL RESEARCH AND SERVICES

18 For necessary expenses of the National Institute of
19 Standards and Technology, \$263,000,000, to remain
20 available until expended, of which not to exceed
21 \$8,500,000 may be transferred to the “Working Capital
22 Fund”.

23 INDUSTRIAL TECHNOLOGY SERVICES

24 For necessary expenses of the Manufacturing Exten-
25 sion Partnership of the National Institute of Standards
26 and Technology, \$81,100,000, to remain available until

1 expended, of which not to exceed \$500,000 may be trans-
2 ferred to the “Working Capital Fund”: *Provided*, That
3 none of the funds made available under this heading in
4 this or any other Act may be used for the purposes of
5 carrying out additional program competitions under the
6 Advanced Technology Program: *Provided further*, That
7 any unobligated balances available from carryover of prior
8 year appropriations under the Advanced Technology Pro-
9 gram may be used only for the purposes of providing con-
10 tinuation grants.

11 CONSTRUCTION OF RESEARCH FACILITIES

12 For construction of new research facilities, including
13 architectural and engineering design, and for renovation
14 of existing facilities, not otherwise provided for the Na-
15 tional Institute of Standards and Technology, as author-
16 ized by 15 U.S.C. 278c–278e, \$60,000,000, to remain
17 available until expended.

18 NATIONAL OCEANIC AND ATMOSPHERIC

19 ADMINISTRATION

20 OPERATIONS, RESEARCH, AND FACILITIES

21 (INCLUDING TRANSFER OF FUNDS)

22 For necessary expenses of activities authorized by law
23 for the National Oceanic and Atmospheric Administration,
24 including acquisition, maintenance, operation, and hire of
25 aircraft; not to exceed 386 commissioned officers on the
26 active list; grants, contracts, or other payments to non-

1 profit organizations for the purposes of conducting activi-
2 ties pursuant to cooperative agreements; and alteration,
3 modernization, and relocation of facilities as authorized by
4 33 U.S.C. 883i; \$1,690,452,000, to remain available until
5 expended: *Provided*, That notwithstanding 31 U.S.C. 3302
6 but consistent with other existing law, fees shall be as-
7 sessed, collected, and credited to this appropriation as off-
8 setting collections to be available until expended, to re-
9 cover the costs of administering aeronautical charting pro-
10 grams: *Provided further*, That the sum herein appro-
11 priated from the general fund shall be reduced as such
12 additional fees are received during fiscal year 1996, so as
13 to result in a final general fund appropriation estimated
14 at not more than \$1,687,452,000: *Provided further*, That
15 any such additional fees received in excess of \$3,000,000
16 in fiscal year 1996 shall not be available for obligation
17 until October 1, 1996: *Provided further*, That fees and do-
18 nations received by the National Ocean Service for the
19 management of the national marine sanctuaries may be
20 retained and used for the salaries and expenses associated
21 with those activities, notwithstanding 31 U.S.C. 3302:
22 *Provided further*, That in addition, \$55,500,000 shall be
23 derived by transfer from the fund entitled “Promote and
24 Develop Fishery Products and Research Pertaining to
25 American Fisheries”: *Provided further*, That grants to

1 States pursuant to sections 306 and 306(a) of the Coastal
2 Zone Management Act, as amended, shall not exceed
3 \$2,000,000.

4 COASTAL ZONE MANAGEMENT FUND

5 Of amounts collected pursuant to 16 U.S.C. 1456a,
6 not to exceed \$7,800,000, for purposes set forth in 16
7 U.S.C. 1456a(b)(2)(A), 16 U.S.C. 1456a(b)(2)(B)(v), and
8 16 U.S.C. 1461(c).

9 CONSTRUCTION

10 For repair and modification of, and additions to, ex-
11 isting facilities and construction of new facilities, and for
12 facility planning and design and land acquisition not oth-
13 erwise provided for the National Oceanic and Atmospheric
14 Administration, \$42,731,000, to remain available until ex-
15 pended.

16 FLEET MODERNIZATION, SHIPBUILDING AND

17 CONVERSION

18 For expenses necessary for the repair, acquisition,
19 leasing, or conversion of vessels, including related equip-
20 ment to maintain and modernize the existing fleet and to
21 continue planning the modernization of the fleet, for the
22 National Oceanic and Atmospheric Administration,
23 \$20,000,000, to remain available until expended.

1 FISHING VESSEL AND GEAR DAMAGE COMPENSATION
2 FUND

3 For carrying out the provisions of section 3 of Public
4 Law 95–376, not to exceed \$1,032,000, to be derived from
5 receipts collected pursuant to 22 U.S.C. 1980 (b) and (f),
6 to remain available until expended.

7 FISHERMEN’S CONTINGENCY FUND

8 For carrying out the provisions of title IV of Public
9 Law 95–372, not to exceed \$999,000, to be derived from
10 receipts collected pursuant to that Act, to remain available
11 until expended.

12 FOREIGN FISHING OBSERVER FUND

13 For expenses necessary to carry out the provisions
14 of the Atlantic Tunas Convention Act of 1975, as amend-
15 ed (Public Law 96–339), the Magnuson Fishery Conserva-
16 tion and Management Act of 1976, as amended (Public
17 Law 100–627) and the American Fisheries Promotion Act
18 (Public Law 96–561), there are appropriated from the
19 fees imposed under the foreign fishery observer program
20 authorized by these Acts, not to exceed \$196,000, to re-
21 main available until expended.

1 TECHNOLOGY ADMINISTRATION
2 UNDER SECRETARY FOR TECHNOLOGY/OFFICE OF
3 TECHNOLOGY POLICY
4 SALARIES AND EXPENSES

5 For necessary expenses for the Under Secretary for
6 Technology/Office of Technology Policy, \$5,000,000.

7 GENERAL ADMINISTRATION
8 SALARIES AND EXPENSES

9 For expenses necessary for the general administra-
10 tion of the Department of Commerce provided for by law,
11 including not to exceed \$3,000 for official entertainment,
12 \$29,100,000.

13 OFFICE OF INSPECTOR GENERAL

14 For necessary expenses of the Office of Inspector
15 General in carrying out the provisions of the Inspector
16 General Act of 1978, as amended (5 U.S.C. App. 1–11
17 as amended by Public Law 100–504), \$21,849,000.

18 GENERAL PROVISIONS—DEPARTMENT OF COMMERCE

19 SEC. 201. During the current fiscal year, applicable
20 appropriations and funds made available to the Depart-
21 ment of Commerce by this Act shall be available for the
22 activities specified in the Act of October 26, 1949 (15
23 U.S.C. 1514), to the extent and in the manner prescribed
24 by the Act, and, notwithstanding 31 U.S.C. 3324, may
25 be used for advanced payments not otherwise authorized

1 only upon the certification of officials designated by the
2 Secretary that such payments are in the public interest.

3 SEC. 202. During the current fiscal year, appropria-
4 tions made available to the Department of Commerce by
5 this Act for salaries and expenses shall be available for
6 hire of passenger motor vehicles as authorized by 31
7 U.S.C. 1343 and 1344; services as authorized by 5 U.S.C.
8 3109; and uniforms or allowances therefor, as authorized
9 by law (5 U.S.C. 5901–5902).

10 SEC. 203. None of the funds made available by this
11 Act may be used to support the hurricane reconnaissance
12 aircraft and activities that are under the control of the
13 United States Air Force or the United States Air Force
14 Reserve.

15 SEC. 204. None of the funds provided in this or any
16 previous Act, or hereinafter made available to the Depart-
17 ment of Commerce shall be available to reimburse the Un-
18 employment Trust Fund or any other fund or account of
19 the Treasury to pay for any expenses paid before October
20 1, 1992, as authorized by section 8501 of title 5, United
21 States Code, for services performed after April 20, 1990,
22 by individuals appointed to temporary positions within the
23 Bureau of the Census for purposes relating to the 1990
24 decennial census of population.

1 SEC. 205. Not to exceed 5 percent of any appropria-
2 tion made available for the current fiscal year for the De-
3 partment of Commerce in this Act may be transferred be-
4 tween such appropriations, but no such appropriation shall
5 be increased by more than 10 percent by any such trans-
6 fers: *Provided*, That any transfer pursuant to this section
7 shall be treated as a reprogramming of funds under sec-
8 tion 605 of this Act and shall not be available for obliga-
9 tion or expenditure except in compliance with the proce-
10 dures set forth in that section.

11 This title may be cited as the “Department of Com-
12 merce and Related Agencies Appropriations Act, 1996”.

13 TITLE III—THE JUDICIARY

14 SUPREME COURT OF THE UNITED STATES

15 SALARIES AND EXPENSES

16 For expenses necessary for the operation of the Su-
17 preme Court, as required by law, excluding care of the
18 building and grounds, including purchase or hire, driving,
19 maintenance and operation of an automobile for the Chief
20 Justice, not to exceed \$10,000 for the purpose of trans-
21 porting Associate Justices, and hire of passenger motor
22 vehicles as authorized by 31 U.S.C. 1343 and 1344; not
23 to exceed \$10,000 for official reception and representation
24 expenses; and for miscellaneous expenses, to be expended
25 as the Chief Justice may approve, \$25,834,000.

1 CARE OF THE BUILDING AND GROUNDS

2 For such expenditures as may be necessary to enable
3 the Architect of the Capitol to carry out the duties im-
4 posed upon him by the Act approved May 7, 1934 (40
5 U.S.C. 13a–13b), \$3,313,000, of which \$500,000 shall re-
6 main available until expended.

7 UNITED STATES COURT OF APPEALS FOR THE FEDERAL
8 CIRCUIT

9 SALARIES AND EXPENSES

10 For salaries of the chief judge, judges, and other offi-
11 cers and employees, and for necessary expenses of the
12 court, as authorized by law, \$14,070,000.

13 UNITED STATES COURT OF INTERNATIONAL TRADE

14 SALARIES AND EXPENSES

15 For salaries of the chief judge and eight judges, sala-
16 ries of the officers and employees of the court, services
17 as authorized by 5 U.S.C. 3109, and necessary expenses
18 of the court, as authorized by law, \$10,859,000.

19 COURTS OF APPEALS, DISTRICT COURTS, AND OTHER

20 JUDICIAL SERVICES

21 SALARIES AND EXPENSES

22 For the salaries of circuit and district judges (includ-
23 ing judges of the territorial courts of the United States),
24 justices and judges retired from office or from regular ac-
25 tive service, judges of the United States Court of Federal

1 Claims, bankruptcy judges, magistrate judges, and all
2 other officers and employees of the Federal Judiciary not
3 otherwise specifically provided for, and necessary expenses
4 of the courts, as authorized by law, \$2,411,024,000 (in-
5 cluding the purchase of firearms and ammunition); of
6 which not to exceed \$14,454,000 shall remain available
7 until expended for space alteration projects; of which not
8 to exceed \$11,000,000 shall remain available until ex-
9 pended for furniture and furnishings related to new space
10 alteration and construction projects; and of which
11 \$500,000 is to remain available until expended for acquisi-
12 tion of books, periodicals, and newspapers, and all other
13 legal reference materials, including subscriptions.

14 In addition, for expenses of the United States Court
15 of Federal Claims associated with processing cases under
16 the National Childhood Vaccine Injury Act of 1986, not
17 to exceed \$2,318,000, to be appropriated from the Vaccine
18 Injury Compensation Trust Fund.

19 VIOLENT CRIME REDUCTION PROGRAMS

20 For activities of the Federal Judiciary as authorized
21 by law, \$41,500,000, to remain available until expended,
22 which shall be derived from the Violent Crime Reduction
23 Trust Fund, as authorized by section 190001(a) of Public
24 Law 103-322.

DEFENDER SERVICES

1
2 For the operation of Federal Public Defender and
3 Community Defender organizations, the compensation and
4 reimbursement of expenses of attorneys appointed to rep-
5 resent persons under the Criminal Justice Act of 1964,
6 as amended, the compensation and reimbursement of ex-
7 penses of persons furnishing investigative, expert and
8 other services under the Criminal Justice Act (18 U.S.C.
9 3006A(e)), the compensation (in accordance with Criminal
10 Justice Act maximums) and reimbursement of expenses
11 of attorneys appointed to assist the court in criminal cases
12 where the defendant has waived representation by counsel,
13 the compensation and reimbursement of travel expenses
14 of guardians ad litem acting on behalf of financially eligi-
15 ble minor or incompetent offenders in connection with
16 transfers from the United States to foreign countries with
17 which the United States has a treaty for the execution
18 of penal sentences, and the compensation of attorneys ap-
19 pointed to represent jurors in civil actions for the protec-
20 tion of their employment, as authorized by 28 U.S.C.
21 1875(d), \$260,000,000, to remain available until ex-
22 pended as authorized by 18 U.S.C. 3006A(i): *Provided*,
23 That none of the funds provided in this Act shall be avail-
24 able for Death Penalty Resource Centers or Post-Convic-
25 tion Defender Organizations.

1 FEES OF JURORS AND COMMISSIONERS

2 For fees and expenses of jurors as authorized by 28
3 U.S.C. 1871 and 1876; compensation of jury commis-
4 sioners as authorized by 28 U.S.C. 1863; and compensa-
5 tion of commissioners appointed in condemnation cases
6 pursuant to rule 71A(h) of the Federal Rules of Civil Pro-
7 cedure (28 U.S.C. Appendix Rule 71A(h)); \$59,028,000,
8 to remain available until expended: *Provided*, That the
9 compensation of land commissioners shall not exceed the
10 daily equivalent of the highest rate payable under section
11 5332 of title 5, United States Code.

12 COURT SECURITY

13 For necessary expenses, not otherwise provided for,
14 incident to the procurement, installation, and maintenance
15 of security equipment and protective services for the Unit-
16 ed States Courts in courtrooms and adjacent areas, in-
17 cluding building ingress-egress control, inspection of pack-
18 ages, directed security patrols, and other similar activities
19 as authorized by section 1010 of the Judicial Improvement
20 and Access to Justice Act (Public Law 100-702);
21 \$109,724,000, to be expended directly or transferred to
22 the United States Marshals Service which shall be respon-
23 sible for administering elements of the Judicial Security
24 Program consistent with standards or guidelines agreed
25 to by the Director of the Administrative Office of the
26 United States Courts and the Attorney General.

1 ADMINISTRATIVE OFFICE OF THE UNITED STATES

2 COURTS

3 SALARIES AND EXPENSES

4 For necessary expenses of the Administrative Office
5 of the United States Courts as authorized by law, includ-
6 ing travel as authorized by 31 U.S.C. 1345, hire of a pas-
7 senger motor vehicle as authorized by 31 U.S.C. 1343(b),
8 advertising and rent in the District of Columbia and else-
9 where, \$47,500,000, of which not to exceed \$7,500 is au-
10 thorized for official reception and representation expenses.

11 FEDERAL JUDICIAL CENTER

12 SALARIES AND EXPENSES

13 For necessary expenses of the Federal Judicial Cen-
14 ter, as authorized by Public Law 90-219, \$18,828,000;
15 of which \$1,800,000 shall remain available through Sep-
16 tember 30, 1997, to provide education and training to
17 Federal court personnel; and of which not to exceed
18 \$1,000 is authorized for official reception and representa-
19 tion expenses.

20 JUDICIAL RETIREMENT FUNDS

21 PAYMENT TO JUDICIARY TRUST FUNDS

22 For payment to the Judicial Officers' Retirement
23 Fund, as authorized by 28 U.S.C. 377(o), \$24,000,000,
24 to the Judicial Survivors' Annuities Fund, as authorized
25 by 28 U.S.C. 376(c), \$7,000,000, and to the United

1 States Court of Federal Claims Judges' Retirement Fund,
2 as authorized by 28 U.S.C. 178(l), \$1,900,000.

3 UNITED STATES SENTENCING COMMISSION

4 SALARIES AND EXPENSES

5 For the salaries and expenses necessary to carry out
6 the provisions of chapter 58 of title 28, United States
7 Code, \$8,500,000, of which not to exceed \$1,000 is au-
8 thorized for official reception and representation expenses.

9 GENERAL PROVISIONS—THE JUDICIARY

10 SEC. 301. Appropriations and authorizations made in
11 this title which are available for salaries and expenses shall
12 be available for services as authorized by 5 U.S.C. 3109.

13 SEC. 302. Appropriations made in this title shall be
14 available for salaries and expenses of the Special Court
15 established under the Regional Rail Reorganization Act of
16 1973, Public Law 93–236.

17 SEC. 303. Not to exceed 5 percent of any appropria-
18 tion made available for the current fiscal year for the Judi-
19 ciary in this Act may be transferred between such appro-
20 priations, but no such appropriation, except as otherwise
21 specifically provided, shall be increased by more than 10
22 percent by any such transfers: *Provided*, That any transfer
23 pursuant to this section shall be treated as a
24 reprogramming of funds under section 605 of this Act and

1 shall not be available for obligation or expenditure except
2 in compliance with the procedures set forth in that section.

3 SEC. 304. Notwithstanding any other provision of
4 law, the salaries and expenses appropriation for district
5 courts, courts of appeals, and other judicial services shall
6 be available for official reception and representation ex-
7 penses of the Judicial Conference of the United States:
8 *Provided*, That such available funds shall not exceed
9 \$10,000 and shall be administered by the Director of the
10 Administrative Office of the United States Courts in his
11 capacity as Secretary of the Judicial Conference.

12 This title may be cited as “The Judiciary Appropria-
13 tions Act, 1996”.

14 TITLE IV—DEPARTMENT OF STATE AND
15 RELATED AGENCIES

16 DEPARTMENT OF STATE

17 ADMINISTRATION OF FOREIGN AFFAIRS

18 DIPLOMATIC AND CONSULAR PROGRAMS

19 For necessary expenses of the Department of State
20 and the Foreign Service not otherwise provided for, includ-
21 ing expenses authorized by the State Department Basic
22 Authorities Act of 1956, as amended; representation to
23 certain international organizations in which the United
24 States participates pursuant to treaties, ratified pursuant
25 to the advice and consent of the Senate, or specific Acts

1 of Congress; acquisition by exchange or purchase of pas-
2 senger motor vehicles as authorized by 31 U.S.C. 1343,
3 40 U.S.C. 481(c) and 22 U.S.C. 2674; and for expenses
4 of general administration \$1,716,878,000: *Provided*, That
5 starting in fiscal year 1997, a system shall be in place
6 that allocates to each department and agency the full cost
7 of its presence outside of the United States.

8 Of the funds provided under this heading,
9 \$24,856,000 shall be available only for the Diplomatic
10 Telecommunications Service for operation of existing base
11 services and not to exceed \$17,144,000 shall be available
12 only for the enhancement of the Diplomatic Telecommuni-
13 cations Service (DTS), except that such latter amount
14 shall not be available for obligation until the expiration
15 of the 15-day period beginning on the date on which the
16 Secretary of State and the Director of the Diplomatic
17 Telecommunications Service Program Office submit the
18 DTS pilot program report required by section 507 of Pub-
19 lic Law 103–317.

20 In addition, not to exceed \$700,000 in registration
21 fees collected pursuant to section 38 of the Arms Export
22 Control Act, as amended, may be used in accordance with
23 section 45 of the State Department Basic Authorities Act
24 of 1956, 22 U.S.C. 2717; and in addition not to exceed
25 \$1,223,000 shall be derived from fees from other executive

1 agencies for lease or use of facilities located at the Inter-
2 national Center in accordance with section 4 of the Inter-
3 national Center Act (Public Law 90–553, as amended by
4 section 120 of Public Law 101–246); and in addition not
5 to exceed \$15,000 which shall be derived from reimburse-
6 ments, surcharges, and fees for use of Blair House facili-
7 ties in accordance with section 46 of the State Department
8 Basic Authorities Act of 1956 (22 U.S.C. 2718(a)).

9 Notwithstanding section 402 of this Act, not to ex-
10 ceed 20 percent of the amounts made available in this Act
11 in the appropriation accounts, “Diplomatic and Consular
12 Programs” and “Salaries and Expenses” under the head-
13 ing “Administration of Foreign Affairs” may be trans-
14 ferred between such appropriation accounts: *Provided*,
15 That any transfer pursuant to this section shall be treated
16 as a reprogramming of funds under section 605 of this
17 Act and shall not be available for obligation or expenditure
18 except in compliance with the procedures set forth in that
19 section.

20 For an additional amount for security enhancement,
21 to counter the threat of terrorism, \$9,720,000, to remain
22 available until expended.

23 SALARIES AND EXPENSES

24 For expenses necessary for the general administra-
25 tion of the Department of State and the Foreign Service,
26 provided for by law, including expenses authorized by sec-

tion 9 of the Act of August 31, 1964, as amended (31 U.S.C. 3721), and the State Department Basic Authorities Act of 1956, as amended, \$363,276,000.

For an additional amount for security enhancements to counter the threat of terrorism, \$1,870,000, to remain available until expended.

CAPITAL INVESTMENT FUND

For necessary expenses of the Capital Investment Fund, \$16,400,000, to remain available until expended, as authorized in Public Law 103–236: *Provided*, That section 135(e) of Public Law 103–236 shall not apply to funds appropriated under this heading.

OFFICE OF INSPECTOR GENERAL

For necessary expenses of the Office of Inspector General in carrying out the provisions of the Inspector General Act of 1978, as amended (5 U.S.C. App.), \$27,669,000: *Provided*, That notwithstanding any other provision of law, (1) the Office of the Inspector General of the United States Information Agency is hereby merged with the Office of the Inspector General of the Department of State; (2) the functions exercised and assigned to the Office of the Inspector General of the United States Information Agency before the effective date of this Act (including all related functions) are transferred to the Office of the Inspector General of the Department of State; and (3) the Inspector General of the Department of State

1 shall also serve as the Inspector General of the United
2 States Information Agency.

3 REPRESENTATION ALLOWANCES

4 For representation allowances as authorized by sec-
5 tion 905 of the Foreign Service Act of 1980, as amended
6 (22 U.S.C. 4085), \$4,780,000.

7 PROTECTION OF FOREIGN MISSIONS AND OFFICIALS

8 For expenses, not otherwise provided, to enable the
9 Secretary of State to provide for extraordinary protective
10 services in accordance with the provisions of section 214
11 of the State Department Basic Authorities Act of 1956
12 (22 U.S.C. 4314) and 3 U.S.C. 208, \$8,579,000.

13 ACQUISITION AND MAINTENANCE OF BUILDINGS ABROAD

14 For necessary expenses for carrying out the Foreign
15 Service Buildings Act of 1926, as amended (22 U.S.C.
16 292–300), and the Diplomatic Security Construction Pro-
17 gram as authorized by title IV of the Omnibus Diplomatic
18 Security and Antiterrorism Act of 1986 (22 U.S.C. 4851),
19 \$391,760,000, to remain available until expended as au-
20 thorized by 22 U.S.C. 2696(c): *Provided*, That none of the
21 funds appropriated in this paragraph shall be available for
22 acquisition of furniture and furnishings and generators for
23 other departments and agencies.

11 REPATRIATION LOANS PROGRAM ACCOUNT

20 PAYMENT TO THE AMERICAN INSTITUTE IN TAIWAN

23 PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND
24 DISABILITY FUND

HR 2076 RH

1 INTERNATIONAL ORGANIZATIONS AND CONFERENCES

2 CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS

3 For expenses, not otherwise provided for, necessary
4 to meet annual obligations of membership in international
5 multilateral organizations, pursuant to treaties ratified
6 pursuant to the advice and consent of the Senate, conven-
7 tions or specific Acts of Congress, \$870,000,000: *Pro-*
8 *vided*, That any payment of arrearages shall be directed
9 toward special activities that are mutually agreed upon by
10 the United States and the respective international organi-
11 zation: *Provided further*, That 20 percent of the funds ap-
12 propriated in this paragraph for the assessed contribution
13 of the United States to the United Nations shall be with-
14 held from obligation and expenditure until a certification
15 is made under section 401(b) of Public Law 103-236 for
16 fiscal year 1996: *Provided further*, That certification under
17 section 401(b) of Public Law 103-236 for fiscal year 1996
18 may only be made if the Committees on Appropriations
19 and Foreign Relations of the Senate and the Committees
20 on Appropriations and International Relations of the
21 House of Representatives are notified of the steps taken,
22 and anticipated, to meet the requirements of section
23 401(b) of Public Law 103-236 at least 15 days in advance
24 of the proposed certification: *Provided further*, That none
25 of the funds appropriated in this paragraph shall be avail-

1 able for a United States contribution to an international
2 organization for the United States share of interest costs
3 made known to the United States Government by such
4 organization for loans incurred on or after October 1,
5 1984, through external borrowings.

6 CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING

7 ACTIVITIES

8 For necessary expenses to pay assessed and other ex-
9 penses of international peacekeeping activities directed to
10 the maintenance or restoration of international peace and
11 security, \$425,000,000: *Provided*, That none of the funds
12 made available under this Act may be used, and shall not
13 be available, for obligation or expenditure for any new or
14 expanded United Nations peacekeeping mission unless, at
15 least fifteen days in advance of voting for the new or ex-
16 panded mission in the United Nations Security Council
17 (or in an emergency, as far in advance as is practicable),
18 (1) the Committees on Appropriations of the House of
19 Representatives and the Senate and other appropriate
20 Committees of the Congress are notified of the estimated
21 cost and length of the mission, the vital national interest
22 that will be served, and the planned exit strategy; and (2)
23 a reprogramming of funds pursuant to section 605 of this
24 Act is submitted, and the procedures therein followed, set-
25 ting forth the source of funds that will be used to pay
26 for the cost of the new or expanded mission: *Provided fur-*

1 *ther*, That funds shall be available for peacekeeping ex-
2 penses only upon a certification by the Secretary of State
3 to the appropriate committees of the Congress that Amer-
4 ican manufacturers and suppliers are being given opportu-
5 nities to provide equipment, services and material for
6 United Nations peacekeeping activities equal to those
7 being given to foreign manufacturers and suppliers.

8 INTERNATIONAL CONFERENCES AND CONTINGENCIES

9 For necessary expenses authorized by section 5 of the
10 State Department Basic Authorities Act of 1956, in addi-
11 tion to funds otherwise available for these purposes, con-
12 tributions for the United States share of general expenses
13 of international organizations and conferences and rep-
14 resentation to such organizations and conferences as pro-
15 vided for by 22 U.S.C. 2656 and 2672 and personal serv-
16 ices without regard to civil service and classification laws
17 as authorized by 5 U.S.C. 5102, \$3,000,000, to remain
18 available until expended as authorized by 22 U.S.C.
19 2696(c), of which not to exceed \$200,000 may be ex-
20 pended for representation as authorized by 22 U.S.C.
21 4085.

22 INTERNATIONAL COMMISSIONS

23 For necessary expenses, not otherwise provided for,
24 to meet obligations of the United States arising under
25 treaties, or specific Acts of Congress, as follows:

1 INTERNATIONAL BOUNDARY AND WATER COMMISSION,
2 UNITED STATES AND MEXICO

3 For necessary expenses for the United States Section
4 of the International Boundary and Water Commission,
5 United States and Mexico, and to comply with laws appli-
6 cable to the United States Section, including not to exceed
7 \$6,000 for representation; as follows:

8 SALARIES AND EXPENSES

9 For salaries and expenses, not otherwise provided for,
10 \$12,358,000.

11 CONSTRUCTION

12 For detailed plan preparation and construction of au-
13 thorized projects, \$6,644,000, to remain available until ex-
14 pended as authorized by 22 U.S.C. 2696(c).

15 AMERICAN SECTIONS, INTERNATIONAL COMMISSIONS

16 For necessary expenses, not otherwise provided for
17 the International Joint Commission and the International
18 Boundary Commission, United States and Canada, as au-
19 thorized by treaties between the United States and Can-
20 ada or Great Britain, and for the Border Environment
21 Cooperation Commission as authorized by Public Law
22 103-182; \$5,800,000, of which not to exceed \$9,000 shall
23 be available for representation expenses incurred by the
24 International Joint Commission.

1 INTERNATIONAL FISHERIES COMMISSIONS

2 For necessary expenses for international fisheries
3 commissions, not otherwise provided for, as authorized by
4 law, \$14,669,000: *Provided*, That the United States' share
5 of such expenses may be advanced to the respective com-
6 missions, pursuant to 31 U.S.C. 3324.

7 PAYMENT TO THE ASIA FOUNDATION

8 For a grant to the Asia Foundation, as authorized
9 by section 501 of Public Law 101-246, \$10,000,000 to
10 remain available until expended as authorized by 22
11 U.S.C. 2696(c).

12 GENERAL PROVISIONS—DEPARTMENT OF STATE

13 SEC. 401. Funds appropriated under this title shall
14 be available, except as otherwise provided, for allowances
15 and differentials as authorized by subchapter 59 of 5
16 U.S.C.; for services as authorized by 5 U.S.C. 3109; and
17 hire of passenger transportation pursuant to 31 U.S.C.
18 1343(b).

19 SEC. 402. Not to exceed 5 percent of any appropria-
20 tion made available for the current fiscal year for the De-
21 partment of State in this Act may be transferred between
22 such appropriations, but no such appropriation, except as
23 otherwise specifically provided, shall be increased by more
24 than 10 percent by any such transfers: *Provided*, That not
25 to exceed 5 percent of any appropriation made available
26 for the current fiscal year for the United States Informa-

tion Agency in this Act may be transferred between such appropriations, but no such appropriation, except as otherwise specifically provided, shall be increased by more than 10 percent by any such transfers: *Provided further*, That any transfer pursuant to this section shall be treated as a reprogramming of funds under section 605 of this Act and shall not be available for obligation or expenditure except in compliance with the procedures set forth in that section.

SEC. 403. Funds appropriated or otherwise made available under this Act or any other Act may be expended for compensation of the United States Commissioner of the International Boundary Commission, United States and Canada, only for actual hours worked by such Commissioner.

RELATED AGENCIES

ARMS CONTROL AND DISARMAMENT AGENCY

ARMS CONTROL AND DISARMAMENT ACTIVITIES

For necessary expenses not otherwise provided, for arms control, nonproliferation, and disarmament activities, \$40,000,000, of which not to exceed \$50,000 shall be for official reception and representation expenses as authorized by the Act of September 26, 1961, as amended (22 U.S.C. 2551 et seq.).

1 UNITED STATES INFORMATION AGENCY

2 SALARIES AND EXPENSES

3 For expenses, not otherwise provided for, necessary
4 to enable the United States Information Agency, as au-
5 thorized by the Mutual Educational and Cultural Ex-
6 change Act of 1961, as amended (22 U.S.C. 2451 et seq.),
7 the United States Information and Educational Exchange
8 Act of 1948, as amended (22 U.S.C. 1431 et seq.) and
9 Reorganization Plan No. 2 of 1977 (91 Stat. 1636), to
10 carry out international communication, educational and
11 cultural activities; and to carry out related activities au-
12 thorized by law, including employment, without regard to
13 civil service and classification laws, of persons on a tem-
14 porary basis (not to exceed \$700,000 of this appropria-
15 tion), as authorized by 22 U.S.C. 1471, and entertain-
16 ment, including official receptions, within the United
17 States, not to exceed \$25,000 as authorized by 22 U.S.C.
18 1474(3); \$445,645,000: *Provided*, That not to exceed
19 \$1,400,000 may be used for representation abroad as au-
20 thorized by 22 U.S.C. 1452 and 4085: *Provided further*,
21 That not to exceed \$7,615,000 to remain available until
22 expended, may be credited to this appropriation from fees
23 or other payments received from or in connection with
24 English teaching, library, motion pictures, and publication
25 programs as authorized by section 810 of the United

1 States Information and Educational Exchange Act of
2 1948, as amended: *Provided further*, That not to exceed
3 \$1,700,000 to remain available until expended may be
4 used to carry out projects involving security construction
5 and related improvements for agency facilities not phys-
6 ically located together with Department of State facilities
7 abroad.

8 TECHNOLOGY FUND

9 For expenses necessary to enable the United States
10 Information Agency to provide for the procurement of in-
11 formation technology improvements, as authorized by the
12 United States Information and Educational Exchange Act
13 of 1948, as amended (22 U.S.C. 1431 et seq.), the Mutual
14 Educational and Cultural Exchange Act of 1961, as
15 amended (22 U.S.C. 2451 et seq.), and Reorganization
16 Plan No. 2 of 1977 (91 Stat. 1636), \$5,050,000, to re-
17 main available until expended.

18 EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS

19 For expenses of educational and cultural exchange
20 programs, as authorized by the Mutual Educational and
21 Cultural Exchange Act of 1961, as amended (22 U.S.C.
22 2451 et seq.), and Reorganization Plan No. 2 of 1977 (91
23 Stat. 1636), \$192,090,000, to remain available until ex-
24 pended as authorized by 22 U.S.C. 2455.

1 EISENHOWER EXCHANGE FELLOWSHIP PROGRAM TRUST
2 FUND

3 For necessary expenses of Eisenhower Exchange Fel-
4 lowships, Incorporated as authorized by sections 4 and 5
5 of the Eisenhower Exchange Fellowship Act of 1990 (20
6 U.S.C. 5204–05), all interest and earnings accruing to the
7 Eisenhower Exchange Fellowship Program Trust Fund on
8 or before September 30, 1996, to remain available until
9 expended: *Provided*, That none of the funds appropriated
10 herein shall be used to pay any salary or other compensa-
11 tion, or to enter into any contract providing for the pay-
12 ment thereof, in excess of the rate authorized by 5 U.S.C.
13 5376; or for purposes which are not in accordance with
14 OMB Circulars A–110 (Uniform Administrative Require-
15 ments) and A–122 (Cost Principles for Non-profit Organi-
16 zations), including the restrictions on compensation for
17 personal services.

18 ISRAELI ARAB SCHOLARSHIP PROGRAM

19 For necessary expenses of the Israeli Arab Scholar-
20 ship Program as authorized by section 214 of the Foreign
21 Relations Authorization Act, Fiscal Years 1992 and 1993
22 (22 U.S.C. 2452), all interest and earnings accruing to
23 the Israeli Arab Scholarship Fund on or before September
24 30, 1996, to remain available until expended.

1 AMERICAN STUDIES COLLECTIONS ENDOWMENT FUND

2 For necessary expenses of American Studies Collec-
3 tions as authorized by section 235 of the Foreign Rela-
4 tions Authorization Act, Fiscal Years 1994 and 1995, all
5 interest and earnings accruing to the American Studies
6 Collections Endowment Fund on or before September 30,
7 1996, to remain available until expended.

8 INTERNATIONAL BROADCASTING OPERATIONS

9 For expenses necessary to enable the United States
10 Information Agency, as authorized by the United States
11 Information and Educational Exchange Act of 1948, as
12 amended, the Radio Broadcasting to Cuba Act, as amend-
13 ed, the Television Broadcasting to Cuba Act, the United
14 States International Broadcasting Act of 1994, as amend-
15 ed, and Reorganization Plan No. 2 of 1977, to carry out
16 international communication activities; \$341,000,000, of
17 which \$5,000,000 shall remain available until expended,
18 not to exceed \$16,000 may be used for official receptions
19 within the United States as authorized by 22 U.S.C.
20 1474(3), not to exceed \$35,000 may be used for represen-
21 tation abroad as authorized by 22 U.S.C. 1452 and 4085,
22 and not to exceed \$39,000 may be used for official recep-
23 tion and representation expenses of Radio Free Europe/
24 Radio Liberty; and in addition, not to exceed \$250,000
25 from fees as authorized by section 810 of the United
26 States Information and Educational Exchange Act of

1 1948, as amended, to remain available until expended for
2 carrying out authorized purposes: *Provided*, That funds
3 provided for broadcasting to Cuba may be used for the
4 purchase, rent, construction, and improvement of facilities
5 for radio and television transmission and reception, and
6 purchase and installation of necessary equipment for radio
7 and television transmission and reception.

8 RADIO CONSTRUCTION

9 For an additional amount for the purchase, rent, con-
10 struction, and improvement of facilities for radio trans-
11 mission and reception and purchase and installation of
12 necessary equipment for radio and television transmission
13 and reception as authorized by 22 U.S.C. 1471,
14 \$70,164,000, to remain available until expended as au-
15 thorized by 22 U.S.C. 1477b(a).

16 NATIONAL ENDOWMENT FOR DEMOCRACY

17 For grants made by the United States Information
18 Agency to the National Endowment for Democracy as au-
19 thorized by the National Endowment for Democracy Act,
20 \$28,000,000, to remain available until expended.

21 This title may be cited as the “Department of State
22 and Related Agencies Appropriations Act, 1996”.

1 TITLE V—RELATED AGENCIES
2 DEPARTMENT OF TRANSPORTATION
3 MARITIME ADMINISTRATION
4 OPERATING-DIFFERENTIAL SUBSIDIES
5 (LIQUIDATION OF CONTRACT AUTHORITY)

6 For the payment of obligations incurred for operat-
7 ing-differential subsidies as authorized by the Merchant
8 Marine Act, 1936, as amended, \$162,610,000, to remain
9 available until expended.

10 OPERATIONS AND TRAINING

11 For necessary expenses of operations and training ac-
12 tivities authorized by law, \$64,600,000, to remain avail-
13 able until expended: *Provided*, That notwithstanding any
14 other provision of law, the Secretary of Transportation
15 may use proceeds derived from the sale or disposal of Na-
16 tional Defense Reserve Fleet vessels that are currently col-
17 lected and retained by the Maritime Administration, to be
18 used for facility and ship maintenance, modernization and
19 repair, conversion, acquisition of equipment, and fuel costs
20 necessary to maintain training at the United States Mer-
21 chant Marine Academy and State maritime academies:
22 *Provided further*, That reimbursements may be made to
23 this appropriation from receipts to the “Federal Ship Fi-
24 nancing Fund” for administrative expenses in support of
25 that program in addition to any amount heretofore appro-
26 priated.

1 MARITIME GUARANTEED LOAN (TITLE XI) PROGRAM

2 ACCOUNT

3 For the cost of guaranteed loans, as authorized by
4 the Merchant Marine Act of 1936, \$48,000,000, to remain
5 available until expended: *Provided*, That such costs, in-
6 cluding the cost of modifying such loans, shall be as de-
7 fined in section 502 of the Congressional Budget Act of
8 1974, as amended: *Provided further*, That these funds are
9 available to subsidize total loan principal, any part of
10 which is to be guaranteed, not to exceed \$1,000,000,000.

In addition, for administrative expenses to carry out the guaranteed loan program, not to exceed \$4,000,000, which shall be transferred to and merged with the appropriation for Operations and Training.

15 ADMINISTRATIVE PROVISIONS—MARITIME

16 ADMINISTRATION

17 Notwithstanding any other provision of this Act, the
18 Maritime Administration is authorized to furnish utilities
19 and services and make necessary repairs in connection
20 with any lease, contract, or occupancy involving Govern-
21 ment property under control of the Maritime Administra-
22 tion, and payments received therefor shall be credited to
23 the appropriation charged with the cost thereof: *Provided,*
24 That rental payments under any such lease, contract, or
25 occupancy for items other than such utilities, services, or

1 repairs shall be covered into the Treasury as miscellaneous
2 receipts.

3 No obligations shall be incurred during the current
4 fiscal year from the construction fund established by the
5 Merchant Marine Act, 1936, or otherwise, in excess of the
6 appropriations and limitations contained in this Act or in
7 any prior appropriation Act, and all receipts which other-
8 wise would be deposited to the credit of said fund shall
9 be covered into the Treasury as miscellaneous receipts.

10 COMMISSION FOR THE PRESERVATION OF AMERICA'S
11 HERITAGE ABROAD

12 SALARIES AND EXPENSES

13 For expenses for the Commission for the Preservation
14 of America's Heritage Abroad, \$206,000, as authorized by
15 Public Law 99-83, section 1303.

16 COMMISSION ON CIVIL RIGHTS

17 SALARIES AND EXPENSES

18 For necessary expenses of the Commission on Civil
19 Rights, including hire of passenger motor vehicles,
20 \$8,500,000: *Provided*, That not to exceed \$50,000 may
21 be used to employ consultants: *Provided further*, That
22 none of the funds appropriated in this paragraph shall be
23 used to employ in excess of four full-time individuals under
24 Schedule C of the Excepted Service exclusive of one special
25 assistant for each Commissioner: *Provided further*, That

1 none of the funds appropriated in this paragraph shall be
2 used to reimburse Commissioners for more than 75
3 billable days, with the exception of the Chairperson who
4 is permitted 125 billable days.

5 COMMISSION ON IMMIGRATION REFORM

6 SALARIES AND EXPENSES

7 For necessary expenses of the Commission on Immi-
8 gration Reform pursuant to section 141(f) of the Immi-
9 gration Act of 1990, \$2,377,000, to remain available until
10 expended.

11 COMMISSION ON SECURITY AND COOPERATION IN

12 EUROPE

13 SALARIES AND EXPENSES

14 For necessary expenses of the Commission on Secu-
15 rity and Cooperation in Europe, as authorized by Public
16 Law 94-304, \$1,090,000, to remain available until ex-
17 pended as authorized by section 3 of Public Law 99-7.

18 EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

19 SALARIES AND EXPENSES

20 For necessary expenses of the Equal Employment
21 Opportunity Commission as authorized by title VII of the
22 Civil Rights Act of 1964, as amended (29 U.S.C. 206(d)
23 and 621-634), the Americans with Disabilities Act of
24 1990, and the Civil Rights Act of 1991, including services
25 as authorized by 5 U.S.C. 3109; hire of passenger motor

1 vehicles as authorized by 31 U.S.C. 1343(b); nonmonetary
2 awards to private citizens; not to exceed \$26,500,000, for
3 payments to State and local enforcement agencies for serv-
4 ices to the Commission pursuant to title VII of the Civil
5 Rights Act of 1964, as amended, sections 6 and 14 of the
6 Age Discrimination in Employment Act, the Americans
7 with Disabilities Act of 1990, and the Civil Rights Act
8 of 1991; \$233,000,000: *Provided*, That the Commission
9 is authorized to make available for official reception and
10 representation expenses not to exceed \$2,500 from avail-
11 able funds.

12 FEDERAL COMMUNICATIONS COMMISSION

13 SALARIES AND EXPENSES

14 For necessary expenses of the Federal Communica-
15 tions Commission, as authorized by law, including uni-
16 forms and allowances therefor, as authorized by 5 U.S.C.
17 5901-02; not to exceed \$600,000 for land and structures;
18 not to exceed \$500,000 for improvement and care of
19 grounds and repair to buildings; not to exceed \$4,000 for
20 official reception and representation expenses; purchase
21 (not to exceed sixteen) and hire of motor vehicles; special
22 counsel fees; and services as authorized by 5 U.S.C. 3109;
23 \$185,232,000, of which not to exceed \$300,000 shall re-
24 main available until September 30, 1997, for research and
25 policy studies: *Provided*, That \$116,400,000 of offsetting

1 collections shall be assessed and collected pursuant to sec-
2 tion 9 of title I of the Communications Act of 1934, as
3 amended, and shall be retained and used for necessary ex-
4 penses in this appropriation, and shall remain available
5 until expended: *Provided further*, That the sum herein ap-
6 propriated shall be reduced as such offsetting collections
7 are received during fiscal year 1996 so as to result in a
8 final fiscal year 1996 appropriation estimated at
9 \$68,832,000: *Provided further*, That any offsetting collec-
10 tions received in excess of \$116,400,000 in fiscal year
11 1996 shall remain available until expended, but shall not
12 be available for obligation until October 1, 1996.

13 FEDERAL MARITIME COMMISSION

14 SALARIES AND EXPENSES

15 For necessary expenses of the Federal Maritime
16 Commission as authorized by section 201(d) of the Mer-
17 chant Marine Act of 1936, as amended (46 App. U.S.C.
18 1111), including services as authorized by 5 U.S.C. 3109;
19 hire of passenger motor vehicles as authorized by 31
20 U.S.C. 1343(b); and uniforms or allowances therefor, as
21 authorized by 5 U.S.C. 5901-02; \$15,000,000: *Provided*,
22 That not to exceed \$2,000 shall be available for official
23 reception and representation expenses.

FEDERAL TRADE COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the Federal Trade Commission, including uniforms or allowances therefor, as authorized by 5 U.S.C. 5901–5902; services as authorized by 5 U.S.C. 3109; hire of passenger motor vehicles; and not to exceed \$2,000 for official reception and representation expenses; \$82,928,000: *Provided*, That notwithstanding any other provision of law, not to exceed \$48,262,000 of offsetting collections derived from fees collected for premerger notification filings under the Hart-Scott-Rodino Antitrust Improvements Act of 1976 (15 U.S.C. 18(a)) shall be retained and used for necessary expenses in this appropriation, and shall remain available until expended: *Provided further*, That the sum herein appropriated from the General Fund shall be reduced as such offsetting collections are received during fiscal year 1996, so as to result in a final fiscal year 1996 appropriation from the General Fund estimated at not more than \$34,666,000, to remain available until expended: *Provided further*, That any fees received in excess of \$48,262,000 in fiscal year 1996 shall remain available until expended, but shall not be available for obligation until October 1, 1996: *Provided further*, That none of the funds made available to the Federal Trade Commission shall be avail-

1 able for obligation for expenses authorized by section 151
2 of the Federal Deposit Insurance Corporation Improve-
3 ment Act of 1991 (Public Law 102-242, 105 Stat. 2282-
4 2285).

5 JAPAN-UNITED STATES FRIENDSHIP COMMISSION

6 JAPAN-UNITED STATES FRIENDSHIP TRUST FUND

7 For expenses of the Japan-United States Friendship
8 Commission as authorized by Public Law 94-118, as
9 amended, from the interest earned on the Japan-United
10 States Friendship Trust Fund, \$1,247,000; and an
11 amount of Japanese currency not to exceed the equivalent
12 of \$1,420,000 based on exchange rates at the time of pay-
13 ment of such amounts as authorized by Public Law 94-
14 118.

15 LEGAL SERVICES CORPORATION

16 PAYMENT TO THE LEGAL SERVICES CORPORATION

17 For payment to the Legal Services Corporation to
18 carry out the purposes of the Legal Services Corporation
19 Act of 1974, as amended, \$278,000,000 of which
20 \$265,000,000 is for basic field programs; \$8,000,000 is
21 for the Office of the Inspector General, of which
22 \$5,750,000 shall be used to contract with independent au-
23 diting agencies for annual financial and program audits
24 of all grantees in accordance with Office of Management

1 and Budget Circular A-133; and \$5,000,000 is for man-
2 agement and administration.

3 ADMINISTRATIVE PROVISIONS—LEGAL SERVICES

4 CORPORATION

5 SEC. 501. Funds appropriated under this Act to the
6 Legal Services Corporation shall be distributed as follows:

7 (1) The Corporation shall define geographic
8 areas and funds available for each geographic area
9 shall be on a per capita basis pursuant to the num-
10 ber of poor people determined by the Bureau of the
11 Census to be within that geographic area: *Provided,*
12 That funds for a geographic area may be distributed
13 by the Corporation to one or more persons or enti-
14 ties eligible for funding under section 1006(a)(1)(A)
15 of the Legal Services Corporation Act, subject to
16 sections 502 and 504 of this Act.

17 (2) The amount of the grants from the Cor-
18 poration and of the contracts entered into by the
19 Corporation in accordance with paragraph (1) shall
20 be an equal figure per poor person for all geographic
21 areas, based on the most recent decennial census of
22 population conducted pursuant to section 141 of title
23 13, United States Code.

24 SEC. 502. None of the funds appropriated in this Act
25 to the Legal Services Corporation shall be used by the
26 Corporation in making grants or entering into contracts

1 for the provision of legal assistance unless the Corporation
2 ensures that the person or entity receiving funding to pro-
3 vide such legal assistance is—

4 (1) a private attorney or attorneys admitted to
5 practice in one of the States or the District of Co-
6 lumbia;

7 (2) a qualified nonprofit organization chartered
8 under the laws of one of the States or the District
9 of Columbia, a purpose of which is furnishing legal
10 assistance to eligible clients, the majority of the
11 board of directors or other governing body of which
12 is comprised of attorneys who are admitted to prac-
13 tice in one of the States or the District of Columbia
14 and who are appointed to terms of office on such
15 board or body by the governing bodies of State,
16 county, or municipal bar associations the member-
17 ship of which represents a majority of the attorneys
18 practicing law in the locality in which the organiza-
19 tion is to provide legal assistance;

20 (3) a State or local government (without regard
21 to section 1006(a)(1)(A)(ii) of the Legal Services
22 Corporation Act); or

23 (4) a substate regional planning or coordination
24 agency which is composed of a substate area whose

1 governing board is controlled by locally elected offi-
2 cials.

3 SEC. 503. None of the funds appropriated in this Act
4 to the Legal Services Corporation for grants or contracts
5 to basic field programs may be obligated unless such
6 grants or contracts are awarded on a competitive basis:
7 *Provided*, That not later than sixty days after enactment
8 of this Act, the Legal Services Corporation shall promul-
9 gate regulations to implement a competitive selection proc-
10 ess: *Provided further*, That such regulations shall include,
11 but not be limited to, the following selection criteria:

12 (1) The demonstration of a full understanding
13 of the basic legal needs of the eligible clients to be
14 served and a demonstration of the capability of serv-
15 ing those needs.

16 (2) The quality, feasibility, and cost effective-
17 ness of plans submitted by the applicant for the de-
18 livery of legal assistance to the eligible clients to be
19 served.

20 (3) The experiences of the Corporation with the
21 applicant, if the applicant has previously received fi-
22 nancial assistance from the Corporation, including
23 the applicant's record of past compliance with Cor-
24 poration policies, practices, and restrictions:

1 *Provided further*, That, such regulations shall ensure that
2 timely notice for the submission of applications for awards
3 is published in periodicals of local and State bar associa-
4 tions and in at least one daily newspaper of general cir-
5 culation in the area to be served by the person or entity
6 receiving the award: *Provided further*, No person or entity
7 that was previously awarded a grant or contract by the
8 Legal Services Corporation for the provision of legal as-
9 sistance may be given any preference in the competitive
10 selection process: *Provided further*, That for the purposes
11 of the funding provided in this Act, rights under sections
12 1007(a)(9) and 1011 of the Legal Services Corporation
13 Act (42 U.S.C. 2996f(a)(9) and 42 U.S.C. 2996j) shall
14 not apply.

15 SEC. 504. None of the funds appropriated in this Act
16 to the Legal Services Corporation may be used to provide
17 financial assistance to any person or entity—

18 (1) that makes available any funds, personnel,
19 or equipment for use in advocating or opposing any
20 plan or proposal, or represents any party or partici-
21 pates in any other way in litigation, that is intended
22 to or has the effect of altering, revising, or reappor-
23 tioning a legislative, judicial, or elective district at
24 any level of government, including influencing the
25 timing or manner of the taking of a census;

1 (2) that attempts to influence the issuance,
2 amendment, or revocation of any executive order,
3 regulation, or similar promulgation by any Federal,
4 State, or local agency;

5 (3) that attempts to influence any decision by
6 a Federal, State, or local agency, except when legal
7 assistance is provided by an employee of a grantee
8 to an eligible client on a particular application,
9 claim, or case, which directly involves the client's
10 legal rights or responsibilities, and which does not
11 involve the issuance, amendment, or revocation of
12 any agency promulgation described in paragraph (2);

13 (4) that attempts to influence the passage or
14 defeat of any legislation, constitutional amendment,
15 referendum, initiative, or any similar procedure of
16 the Congress of the United States, or by any State
17 or local legislative body;

18 (5) that attempts to influence the conduct of
19 oversight proceedings of the Corporation or any per-
20 son or entity receiving financial assistance provided
21 by the Corporation;

22 (6) that pays for any personal service, adver-
23 tisement, telegram, telephone communication, letter,
24 printed or written matter, administrative expenses,

1 or related expenses, associated with an activity pro-
2 hibited in paragraph (1), (2), (3), (4), or (5);

3 (7) that brings a class action suit against the
4 Federal Government or any State or local govern-
5 ment;

6 (8) that files a complaint or otherwise pursues
7 litigation against a defendant, or engages in
8 precomplaint settlement negotiations with a prospec-
9 tive defendant, unless—

10 (A) all plaintiffs have been specifically
11 identified, by name, in any complaint filed for
12 purposes of litigation; and

13 (B) a statement or statements of facts
14 written in English and, if necessary, in a lan-
15 guage which the plaintiffs understand, which
16 enumerate the particular facts known to the
17 plaintiffs on which the complaint is based, have
18 been signed by the plaintiffs (including named
19 plaintiffs in a class action), are kept on file by
20 the person or entity provided financial assist-
21 ance by the Corporation, and are made avail-
22 able to any Federal department or agency that
23 is auditing the activities of the Corporation or
24 of any recipient, and to any auditor receiving

1 Federal funds to conduct such auditing, includ-
2 ing any auditor or monitor of the Corporation:
3 *Provided*, That upon establishment of reasonable
4 cause that an injunction is necessary to prevent
5 probable, serious harm to such potential plaintiff, a
6 court of competent jurisdiction may enjoin the dis-
7 closure of the identity of any potential plaintiff
8 pending the outcome of such litigation or negotia-
9 tions after notice and an opportunity for a hearing
10 is provided to potential parties to the litigation or
11 the negotiations: *Provided further*, That other parties
12 shall have access to the statement of facts referred
13 to in subparagraph (B) only through the discovery
14 process after litigation has begun;

15 (9) unless, after January 1, 1996, and prior to
16 the provision of financial assistance—

17 (A) the governing board of a person or en-
18 tity receiving financial assistance provided by
19 the Legal Services Corporation has set specific
20 priorities in writing, pursuant to section
21 1007(a)(2)(C)(i) of the Legal Services Corpora-
22 tion Act, of the types of matters and cases to
23 which the staff of the nonprofit organization
24 shall devote its time and resources; and

1 (B) the staff of such person or entity re-
2 ceiving financial assistance provided by the
3 Legal Services Corporation has signed a written
4 agreement not to undertake cases or matters
5 other than in accordance with the specific prior-
6 ities set by such governing board, except in
7 emergency situations defined by such board and
8 in accordance with such board's written proce-
9 dures for such situations:

10 *Provided*, That the staff of such person or entity re-
11 ceiving financial assistance provided by the Legal
12 Services Corporation shall provide to their respective
13 governing board on a quarterly basis, and to the
14 Corporation on an annual basis, all cases undertaken
15 other than those in accordance with such priorities:

16 *Provided further*, That not later than 30 days after
17 enactment of this Act, the Corporation shall promul-
18 gate a suggested list of priorities which boards of di-
19 rectors may use in setting priorities under this para-
20 graph;

21 (10) unless, prior to receiving financial assist-
22 ance provided by the Legal Services Corporation,
23 such person or entity agrees to maintain records of
24 time spent on each case or matter with respect to
25 which that person or entity is engaged in activities:

1 *Provided*, That any non-Federal funds received by
2 any person or entity provided financial assistance by
3 the Corporation shall be accounted for and reported
4 as receipts and disbursements separate and distinct
5 from Corporation funds: *Provided further*, That such
6 person or entity receiving financial assistance pro-
7 vided by the Corporation agrees (notwithstanding
8 section 1009(d) of the Legal Services Corporation
9 Act) to make such records described in this para-
10 graph available to any Federal department, or agen-
11 cy or independent auditor receiving Federal funds to
12 conduct an audit of the activities of the Corporation
13 or recipient receiving funding under this Act;

14 (11) that provides legal assistance for or on be-
15 half of any alien, unless the alien is present in the
16 United States and is—

17 (A) an alien lawfully admitted for perma-
18 nent residence as defined in section 101(a)(20)
19 of the Immigration and Nationality Act (8
20 U.S.C. 1101(a)(20));

21 (B) an alien who is either married to a
22 United States citizen or is a parent or an un-
23 married child under the age of twenty-one years
24 of such a citizen and who has filed an applica-
25 tion for adjustment of status to permanent resi-

1 dent under the Immigration and Nationality
2 Act, and such application has not been rejected;

3 (C) an alien who is lawfully present in the
4 United States pursuant to an admission under
5 section 207 of the Immigration and Nationality
6 Act (8 U.S.C. 1157, relating to refugee admis-
7 sion) or who has been granted asylum by the
8 Attorney General under such Act;

9 (D) an alien who is lawfully present in the
10 United States as a result of the Attorney Gen-
11 eral's withholding of deportation pursuant to
12 section 243(h) of the Immigration and Nation-
13 ality Act (8 U.S.C. 1253(h)); or

14 (E) an alien to whom section 305 of the
15 Immigration Reform and Control Act of 1986
16 applies but only to the extent that the legal as-
17 sistance provided is that described in such sec-
18 tion:

19 *Provided*, That an alien who is lawfully present in
20 the United States as a result of being granted condi-
21 tional entry pursuant to section 203(a)(7) of the Im-
22 migration and Nationality Act (8 U.S.C. 1153(a)(7))
23 before April 1, 1980, because of persecution or fear
24 of persecution on account of race, religion, or politi-
25 cal calamity shall be deemed, for purposes of this

1 section, to be an alien described in subparagraph
2 (C);

3 (12) that supports or conducts training pro-
4 grams for the purpose of advocating particular pub-
5 lic policies or encouraging political activities, labor
6 or anti-labor activities, boycotts, picketing, strikes,
7 and demonstrations, including the dissemination of
8 information about such policies or activities, except
9 that this paragraph shall not be construed to pro-
10 hibit the training of attorneys or paralegal personnel
11 to prepare them to provide adequate legal assistance
12 to eligible clients or to advise any eligible client as
13 to the nature of the legislative process or inform any
14 eligible client of his or her rights under statute,
15 order, or regulation;

16 (13) that provides legal assistance with respect
17 to any fee-generating case: *Provided*, That for the
18 purposes of this paragraph the term “fee-generating
19 case” means any case which, if undertaken on behalf
20 of an eligible client by an attorney in private prac-
21 tice may reasonably be expected to result in a fee for
22 legal services from an award to a client from public
23 funds, from the opposing party, or from any other
24 source;

1 (14) that claims, or whose employees or clients
2 claim, or collect attorneys' fees from nongovern-
3 mental parties to litigation initiated by such client
4 with the assistance of such recipient or its employ-
5 ees;

6 (15) that participates in any litigation with re-
7 spect to abortion;

8 (16) that participates in any litigation on behalf
9 of a local, State, or Federal prisoner;

10 (17) that provides legal representation for any
11 person, or participates in any other way, in litiga-
12 tion, lobbying, or rulemaking involving efforts to re-
13 form a State or Federal welfare system, except that
14 this paragraph shall not preclude a recipient from
15 representing an individual client who is seeking spe-
16 cific relief from a welfare agency where such relief
17 does not involve an effort to amend or otherwise
18 challenge existing law;

19 (18) that defends a person in a proceeding to
20 evict that person from a public housing project if
21 that person has been charged with the illegal sale or
22 distribution of a controlled substance and if the evic-
23 tion proceeding is brought by a public housing agen-
24 cy because the illegal drug activity of that person
25 threatens the health or safety of other tenants resid-

1 ing in the public housing project or employees of the
2 public housing agency: *Provided*, That for the pur-
3 poses of this paragraph, the term “controlled sub-
4 stance” has the meaning given that term in section
5 102 of the Controlled Substances Act (21 U.S.C.
6 802): *Provided further*, That for the purposes of this
7 paragraph, the terms “public housing project” and
8 “public housing agency” have the meanings given
9 those terms in section 3 of the United States Hous-
10 ing Act of 1937 (42 U.S.C. 1437a);

11 (19) unless such person or entity agrees that it
12 and its employees will not accept employment result-
13 ing from in-person unsolicited advice to a
14 nonattorney that such nonattorney should obtain
15 counsel or take legal action: *Provided*, That such
16 person or entity or its employees receiving financial
17 assistance provided by the Corporation shall also
18 agree that such person or entity will not refer such
19 nonattorney to another person or entity or its em-
20 ployees that are receiving financial assistance pro-
21 vided by the Legal Services Corporation; or

22 (20) unless such person or entity enters into a
23 contractual agreement to be subject to all provisions
24 of Federal law relating to the proper use of Federal
25 funds, the violation of which shall render any grant

1 or contractual agreement to provide funding null
2 and void: *Provided*, That for such purposes the Cor-
3 poration shall be considered to be a Federal agency
4 and all funds provided by the Corporation shall be
5 considered to be Federal funds provided by grant or
6 contract.

7 SEC. 505. None of the funds appropriated in this Act
8 to the Legal Services Corporation or provided by the Cor-
9 poration to any entity or person may be used to pay mem-
10 bership dues to any private or non-profit organization.

11 SEC. 506. None of the funds appropriated in this Act
12 to the Legal Services Corporation may be used by any per-
13 son or entity receiving financial assistance from the Cor-
14 poration to file or pursue a lawsuit against the Corpora-
15 tion.

16 SEC. 507. None of the funds appropriated in this Act
17 to the Legal Services Corporation may be used for any
18 purpose prohibited or contrary to any of the provisions
19 of authorization legislation for fiscal year 1996 for the
20 Legal Services Corporation that is enacted into law: *Pro-*
21 *vided*, That, upon enactment of Legal Services Corpora-
22 tion reauthorization legislation, funding provided in this
23 Act shall from that date be subject to the provisions of
24 that legislation and any provisions in this Act that are

1 inconsistent with that legislation shall no longer have ef-
2 fect.

3 MARINE MAMMAL COMMISSION

4 SALARIES AND EXPENSES

5 For necessary expenses of the Marine Mammal Com-
6 mission as authorized by title II of Public Law 92-522,
7 as amended, \$1,000,000.

8 MARTIN LUTHER KING, JR. FEDERAL HOLIDAY

9 COMMISSION

10 SALARIES AND EXPENSES

11 For necessary expenses of the Martin Luther King,
12 Jr. Federal Holiday Commission, as authorized by Public
13 Law 98-399, as amended, \$250,000.

14 SECURITIES AND EXCHANGE COMMISSION

15 SALARIES AND EXPENSES

16 For necessary expenses for the Securities and Ex-
17 change Commission, including services as authorized by
18 5 U.S.C. 3109, the rental of space (to include multiple
19 year leases) in the District of Columbia and elsewhere, and
20 not to exceed \$3,000 for official reception and representa-
21 tion expenses, \$103,445,000, of which not to exceed
22 \$10,000 may be used toward funding a permanent sec-
23 retariat for the International Organization of Securities
24 Commissions, and of which not to exceed \$100,000 shall
25 be available for expenses for consultations and meetings

1 hosted by the Commission with foreign governmental and
2 other regulatory officials, members of their delegations,
3 appropriate representatives and staff to exchange views
4 concerning developments relating to securities matters, de-
5 velopment and implementation of cooperation agreements
6 concerning securities matters and provision of technical
7 assistance for the development of foreign securities mar-
8 kets, such expenses to include necessary logistic and ad-
9 ministrative expenses and the expenses of Commission
10 staff and foreign invitees in attendance at such consulta-
11 tions and meetings including: (i) such incidental expenses
12 as meals taken in the course of such attendance, (ii) any
13 travel or transportation to or from such meetings, and (iii)
14 any other related lodging or subsistence: *Provided*, That
15 immediately upon enactment of this Act, the rate of fees
16 under section 6(b) of the Securities Act of 1933 (15
17 U.S.C. 77f(b)) shall increase from one-fiftieth of 1 per
18 centum to one twenty-ninth of 1 per centum and such in-
19 crease shall be deposited as an offsetting collection to this
20 appropriation, to remain available until expended, to re-
21 cover costs of services of the securities registration proc-
22 ess.

1 SMALL BUSINESS ADMINISTRATION

2 SALARIES AND EXPENSES

3 For necessary expenses, not otherwise provided for,
4 of the Small Business Administration as authorized by
5 Public Law 103-403, including hire of passenger motor
6 vehicles as authorized by 31 U.S.C. 1343 and 1344, and
7 not to exceed \$3,500 for official reception and representa-
8 tion expenses, \$217,947,000: *Provided further*, That the
9 Administrator is authorized to charge fees to cover the
10 cost of publications developed by the Small Business Ad-
11 ministration, and certain loan servicing activities: *Pro-*
12 *vided further*, That notwithstanding 31 U.S.C. 3302, reve-
13 nues received from all such activities shall be credited to
14 this account, to be available for carrying out these pur-
15 poses without further appropriations.

16 OFFICE OF INSPECTOR GENERAL

17 For necessary expenses of the Office of Inspector
18 General in carrying out the provisions of the Inspector
19 General Act of 1978, as amended (5 U.S.C. App. 1-11
20 as amended by Public Law 100-504), \$8,750,000.

21 BUSINESS LOANS PROGRAM ACCOUNT

22 For the cost of direct loans, \$5,000,000, and for the
23 cost of guaranteed loans, \$146,710,000, as authorized by
24 15 U.S.C. 631 note, of which \$1,700,000, to be available
25 until expended, shall be for the Microloan Guarantee Pro-
26 gram, and of which \$40,510,000 shall remain available

1 until September 30, 1997: *Provided*, That such costs, in-
2 cluding the cost of modifying such loans, shall be as de-
3 fined in section 502 of the Congressional Budget Act of
4 1974.

5 In addition, for administrative expenses to carry out
6 the direct and guaranteed loan programs, \$97,000,000,
7 which may be transferred to and merged with the appro-
8 priations for Salaries and Expenses.

9 DISASTER LOANS PROGRAM ACCOUNT

10 For the cost of direct loans authorized by section 7(b)
11 of the Small Business Act, as amended, \$34,432,000, to
12 remain available until expended: *Provided*, That such
13 costs, including the cost of modifying such loans, shall be
14 as defined in section 502 of the Congressional Budget Act
15 of 1974.

16 In addition, for administrative expenses to carry out
17 the direct loan program, \$78,000,000, which may be
18 transferred to and merged with the appropriations for Sal-
19 aries and Expenses.

20 SURETY BOND GUARANTEES REVOLVING FUND

21 For additional capital for the “Surety Bond Guar-
22 tees Revolving Fund”, authorized by the Small Business
23 Investment Act, as amended, \$2,530,000, to remain avail-
24 able without fiscal year limitation as authorized by
25 U.S.C. 631 note.

1 ADMINISTRATIVE PROVISION—SMALL BUSINESS

2 ADMINISTRATION

3 SEC. 501. Not to exceed 5 percent of any appropria-
4 tion made available for the current fiscal year for the
5 Small Business Administration in this Act may be trans-
6 ferred between such appropriations, but no such appro-
7 priation shall be increased by more than 10 percent by
8 any such transfers: *Provided*, That any transfer pursuant
9 to this section shall be treated as a reprogramming of
10 funds under section 605 of this Act and shall not be avail-
11 able for obligation or expenditure except in compliance
12 with the procedures set forth in that section.

13 TITLE VI—GENERAL PROVISIONS

14 SEC. 601. No part of any appropriation contained in
15 this Act shall be used for publicity or propaganda purposes
16 not authorized by the Congress.

17 SEC. 602. No part of any appropriation contained in
18 this Act shall remain available for obligation beyond the
19 current fiscal year unless expressly so provided herein.

20 SEC. 603. The expenditure of any appropriation
21 under this Act for any consulting service through procure-
22 ment contract, pursuant to 5 U.S.C. 3109, shall be limited
23 to those contracts where such expenditures are a matter
24 of public record and available for public inspection, except

1 where otherwise provided under existing law, or under ex-
2 isting Executive Order issued pursuant to existing law.

3 SEC. 604. If any provision of this Act or the applica-
4 tion of such provision to any person or circumstances shall
5 be held invalid, the remainder of the Act and the applica-
6 tion of each provision to persons or circumstances other
7 than those as to which it is held invalid shall not be af-
8 fected thereby.

9 SEC. 605. (a) None of the funds provided under this
10 Act, or provided under previous Appropriations Acts to the
11 agencies funded by this Act that remain available for obli-
12 gation or expenditure in fiscal year 1996, or provided from
13 any accounts in the Treasury of the United States derived
14 by the collection of fees available to the agencies funded
15 by this Act, shall be available for obligation or expenditure
16 through a reprogramming of funds which (1) creates new
17 programs; (2) eliminates a program, project, or activity;
18 (3) increases funds or personnel by any means for any
19 project or activity for which funds have been denied or
20 restricted; (4) relocates an office or employees; (5) reorga-
21 nizes offices, programs, or activities; or (6) contracts out
22 or privatizes any functions or activities presently per-
23 formed by Federal employees; unless the Appropriations
24 Committees of both Houses of Congress are notified fif-
25 teen days in advance of such reprogramming of funds.

1 (b) None of the funds provided under this Act, or
2 provided under previous Appropriations Acts to the agen-
3 cies funded by this Act that remain available for obligation
4 or expenditure in fiscal year 1996, or provided from any
5 accounts in the Treasury of the United States derived by
6 the collection of fees available to the agencies funded by
7 this Act, shall be available for obligation or expenditure
8 for activities, programs, or projects through a
9 reprogramming of funds in excess of \$500,000 or 10 per-
10 cent, whichever is less, that (1) augments existing pro-
11 grams, projects, or activities; (2) reduces by 10 percent
12 funding for any existing program, project, or activity, or
13 numbers of personnel by 10 percent as approved by Con-
14 gress; or (3) results from any general savings from a re-
15 duction in personnel which would result in a change in
16 existing programs, activities, or projects as approved by
17 Congress; unless the Appropriations Committees of both
18 Houses of Congress are notified fifteen days in advance
19 of such reprogramming of funds.

20 SEC. 606. None of the funds made available in this
21 Act may be used for the construction, repair (other than
22 emergency repair), overhaul, conversion, or modernization
23 of vessels for the National Oceanic and Atmospheric Ad-
24 ministration in shipyards located outside of the United
25 States.

1 SEC. 607. (a) PURCHASE OF AMERICAN-MADE
2 EQUIPMENT AND PRODUCTS.—It is the sense of the Con-
3 gress that, to the greatest extent practicable, all equip-
4 ment and products purchased with funds made available
5 in this Act should be American-made.

6 (b) NOTICE REQUIREMENT.—In providing financial
7 assistance to, or entering into any contract with, any en-
8 tity using funds made available in this Act, the head of
9 each Federal agency, to the greatest extent practicable,
10 shall provide to such entity a notice describing the state-
11 ment made in subsection (a) by the Congress.

12 SEC. 608. None of the funds made available in this
13 Act may be used to implement, administer, or enforce any
14 guidelines of the Equal Employment Opportunity Com-
15 mission covering harassment based on religion, when it is
16 made known to the Federal entity or official to which such
17 funds are made available that such guidelines do not differ
18 in any respect from the proposed guidelines published by
19 the Commission on October 1, 1993 (58 Fed. Reg.
20 51266).

21 This Act may be cited as the “Departments of Com-
22 merce, Justice, and State, the Judiciary, and Related
23 Agencies Appropriations Act, 1996”.

HR 2076 RH——2

HR 2076 RH——3

HR 2076 RH—4

HR 2076 RH—5

HR 2076 RH—6

HR 2076 RH—7

HR 2076 RH—8

Union Calendar No. 100

104TH CONGRESS
1ST SESSION

H. R. 2076

[Report No. 104-196]

A BILL

Making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1996, and for other purposes.

JULY 19, 1995

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed